



2006 House Journals

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Journal of the House

NINETY-THIRD GENERAL ASSEMBLY
of the
STATE OF MISSOURI
SECOND REGULAR SESSION

FIRST DAY, WEDNESDAY, JANUARY 4, 2006

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, we stand before You, in this opening session, as mere men and women. We speak of our plans, our authority to act, our ambitions, but they are empty words in comparison to Your plans and purposes for this legislative body and the people of this great state of Missouri. In whom do we trust, that we should dare say, "we have accomplished much by the strength of our arm and the sweat of our brow or by the superiority of our intellect?" This obviously is Your doing and it is marvelous in our eyes.

May we do nothing through selfish ambition or conceit, but in lowliness of mind may we each esteem each other better than ourselves. Let each of us look out not only for our own interests, but primarily for the interests of those we represent.

We are instructed in Your Word that, "he who rules over the people must be just, ruling in the fear of God. The benefits of a righteous rule are enlightenment, fruitfulness, and refreshment." Grant wisdom to us as we seek to serve and fulfill the duties and requirements of this session.

Now may the grace of our Lord rest and abide with each of us.

We ask these things in the name of Your Son. Amen and amen.

The Missouri State Highway Patrol, Troop F Color Guard, presented the Colors.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Jacob William Maxwell.

COMMUNICATION FROM THE SECRETARY OF THE STATE

To the Honorable House of Representatives of the 93rd General Assembly, Second Regular Session, of the State of Missouri:

In compliance with Section 115.525, Revised Statutes of Missouri 2002, I have the honor to lay before you herewith a list of the names of the members of the House of Representatives for the 93rd General Assembly (Second

Regular Session) of the State of Missouri, elected at the General Election held on November 2, 2004, and at Special Elections held on April 5, 2005 and on November 8, 2005.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the official seal of my office this 3rd day of January, 2006.

/s/ ROBIN CARNAHAN
SECRETARY OF STATE

MISSOURI HOUSE OF REPRESENTATIVES
93rd General Assembly, Second Regular Session

District	Name
1st	Brian Munzlinger
2nd	Robert J. (Bob) Behnen
3rd	Jim Whorton
4th	Brad Lager
5th	Jim Guest
6th	Rachel Bringer
7th	John Quinn
8th	Kathy Chinn
9th	Wes Shoemyer
10th	Terry L. Witte
11th	Wayne J. Henke
12th	Sherman Parker
13th	Scott T. Rupp
14th	Joe Smith
15th	Sally A. Faith
16th	Carl L. Bearden
17th	Vicki Schneider
18th	Tom Dempsey
19th	Cynthia L. Davis
20th	Danielle (Danie) Moore
21st	Steve Hobbs
22nd	Therese Sander
23rd	Jeff Harris
24th	Ed Robb
25th	Judy Baker
26th	Joe Aull
27th	Ed Wildberger
28th	Rob Schaaf
29th	Martin T. Rucker
30th	Jason Brown
31st	Trent Skaggs
32nd	Susan Phillips
33rd	Jerry Nolte
34th	Tim Flook
35th	Doug Ervin
36th	Bob Nance
37th	Sharon Sanders Brooks
38th	Ryan Silvey*
39th	Beth Low
40th	John Patrick Burnett

41st	Melba J. Curls
42nd	Leonard (Jonas) Hughes
43rd	Craig C. Bland
44th	Jenee Lowe
45th	Cathy Jolly
46th	Kate Meiners
47th	Robert Thane (Bob) Johnson
48th	Will Kraus
49th	Terry Young
50th	Michael R. Brown
51st	Ray Salva
52nd	Paul LeVota
53rd	Curt Dougherty
54th	Gary Dusenberg
55th	Bryan Pratt
56th	Brian Yates
57th	Yaphett El-Amin
58th	Rodney R. Hubbard
59th	Jeanette Mott Oxford
60th	Amber (Holly) Boykins
61st	Connie (LaJoyce) Johnson
62nd	Dennis Wood
63rd	Robin Wright-Jones
64th	Rachel Storch
65th	Fred Kratky
66th	Michael Vogt
67th	Michael Daus
68th	David Sater
69th	Gina Walsh
70th	John L. Bowman, Sr.
71st	Esther Hill Haywood
72nd	Maria N. Chappelle-Nadal
73rd	Margaret Donnelly
74th	Thomas (Tom) George
75th	Bruce Darrough
76th	Michael Spreng
77th	Michael George Corcoran
78th	Clint Zweifel
79th	Albert J. (Al) Liese
80th	Theodore (Ted) Hoskins
81st	Juanita Head Walton
82nd	Sam Page
83rd	Barbara Fraser
84th	Allen Icet
85th	Jim Lembke
86th	Jane Cunningham
87th	T. Scott Muschany
88th	Neal St. Onge
89th	Jack Jackson
90th	Rick Johnson
91st	Kathlyn Fares
92nd	Charles (Chuck) Portwood
93rd	Vacant due to the resignation of Jodi Stefanick
94th	Jane Bogetto**
95th	Jim Avery

96th	Patricia (Pat) Yaeger
97th	Walt Bivins
98th	Brian D. Nieves
99th	Mike Sutherland
100th	Sue Schoemehl
101st	Timothy G. (Tim) Meadows
102nd	Jeff Roorda
103rd	Ron Casey
104th	Wes Wagner
105th	Vacant
106th	Steven Tilley
107th	Brad Robinson
108th	Thomas A. Villa
109th	Kevin Threlkeld
110th	Belinda Harris
111th	Charlie Schlottach
112th	Tom Loehner
113th	Mark J. Bruns
114th	Bill Deeken
115th	Rodney Schad
116th	Tom Self
117th	Kenny Jones
118th	Todd Smith
119th	Larry D. Wilson
120th	Shannon Cooper
121st	David Pearce
122nd	Michael McGhee
123rd	Brian L. Baker
124th	Rex Rector
125th	Barney Fisher
126th	Ed Emery
127th	Steve Hunter
128th	Bryan P. Stevenson
129th	Ron Richard
130th	Kevin Wilson
131st	Marilyn Ruestman
132nd	Vacant due to the resignation of Jack Goodman
133rd	Mike Parson
134th	James Viebrock
135th	Charlie Denison
136th	B.J. Marsh
137th	Mark Wright
138th	Sara Lampe
139th	Brad Roark
140th	Bob Dixon
141st	Jay Wasson
142nd	Raymond (Ray) Weter
143rd	Maynard Wallace
144th	Van Kelly
145th	Mike Cunningham
146th	Darrell Pollock
147th	Don Wells
148th	David Day
149th	Bob May
150th	Jason T. Smith***

151st	Ward Franz
152nd	J.C. Kuessner
153rd	Mike Dethrow
154th	Gayle Kingery
155th	Wayne Cooper
156th	Rodney (Rod) Jetton
157th	Scott A. Lipke
158th	Nathan D. Cooper
159th	Billy Pat Wright
160th	Peter Myers
161st	Lanie Black
162nd	Terry Swinger
163rd	Otto Bean, Jr.

*Elected at Special Election held April 5, 2005 to fill vacancy created by the death of Dan Bishop.

**Elected at Special Election held November 8, 2005 to fill vacancy created by the death of Richard G. Byrd.

***Elected at Special Election held November 8, 2005 to fill vacancy created by the resignation of Frank Barnitz.

OATH OF OFFICE

Representatives-elect Jane Bogetto and Jason T. Smith advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Rod Jetton, Speaker of the Missouri House of Representatives.

Representative Dempsey suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bogetto
Bringer	Brown 30	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14

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Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bland	Bowman	Boykins	Brooks	Liese
Marsh	Wright 137			

VACANCIES: 003

ADDRESS BY SPEAKER ROD JETTON

The Welfare of the People

Good afternoon to all of the new and returning members, staff and special guests.

Ladies and Gentlemen:

Take a brief moment and look at the Latin words inscribed on the Dais before me. In English, they translate to:

“Let the welfare of the people be the supreme law of land.”

As you know, that is our state motto. As we enter the second regular session of the 93rd General Assembly, I think it is prudent for us to reflect and consider the meaning of our state motto. We should also consider the obstacles to reaching that idealistic goal.

In preparing my remarks for today, I thought about all of the things that I have seen during my five years of service in this body, which have kept us from achieving the goal of making our state motto a reality, and I came up with these four:

1. Party influences.
2. Regional interests.
3. Political self-interest.
4. And personal conflict.

In this election year, the temptation for all of us to put politics and party above good policy will be strong. The desire to fund new programs for your district or region will be even greater. The need to have a bill passed with your name on it to help your re-election will be hard to resist. And all of these things could make personal conflict more likely.

We have all seen these types of obstacles put a halt to legislation that would have promoted the welfare of all Missourians. Party influences should not cause us to do things that we feel are not right. Political self-interest should not cause us to promote bad policy. And personal conflict should not cause us to kill good legislation.

I want all of us to do what we believe is the right thing. And I want each of us, both Democrats and Republicans to come together and vigorously debate the laws that affect all Missourians.

One year ago, I stood before this body armed with proposed rule changes to be agreed upon by both parties. To the surprise of many, we actually implemented those rule changes, and created a much more professional and open environment. As Democrats and Republicans, we actually worked together to pass good legislation. And we engaged in fair, honest and vigorous debates on the key bills that passed this House.

Was it perfect? No.

Did anyone ever lose his or her temper? Yes.

Did party, personal and regional interests sometimes slip in? Occasionally.

But overall, we had one of the most productive and historic sessions in memory.

I have to give credit to the Gentleman from St. Charles, Dempsey district, for the professional manner in which he conducted the floor schedule and kept the minority informed.

And credit must also go to the Gentleman from Boone, Harris district, for his willingness to help settle disputes when they came up.

In 2005, we had a session where we treated each other like friends, respected the other's intentions and knew that we were all here to do our very best to improve this state.

Because of this, we were able to keep the promises that we made before being sworn in.

FIRST, WE KEPT OUR PROMISE TO MAKE EDUCATION OUR NUMBER ONE PRIORITY – We passed a new foundation formula that added \$113 million for our children's education last year. This year we will fully fund the foundation formula by adding an additional \$137 million.

SECOND, WE KEPT OUR PROMISE TO IMPROVE THE ECONOMY – After last year's historic session, our state's unemployment rate dropped to its lowest level in four years. In August, Missouri's employment increased at the second fastest rate in the country, and we were fourth in number of jobs created with over 13,000 new jobs. From January to November of 2005, Missouri industry created more than 28,000 new jobs. That's 28,000 more citizens who have a job, who are paying taxes and who are providing for their families. And to think that just two short years ago Missouri was losing more jobs than almost any other state in the country.

THIRD, WE KEPT OUR PROMISE TO PROTECT OUR FAMILIES – Meth lab busts are down 21.4% from last year, proving that our aggressive approach to the problem is working. And in the St. Louis area, violent crime was reduced by 46%. And thanks to our new DWI laws, drunk driving incidents in Missouri are decreasing.

FOURTH, WE KEPT OUR PROMISE TO SPEND YOUR TAX DOLLARS MORE WISELY – We finished the last fiscal year \$124 million in the black. And this year we're at a 4.9% growth rate, which is well above the 1.0% growth rate we need to meet the growth in the budget. The changes we made to improve Missouri's economy are working.

Now, the policy experts said we could never fix Missouri's fiscal mess without a tax increase. They told us it was impossible to reform state government and improve the business climate without raising taxes. Well, I am here to tell you, our economy is improved, more people are working and Missouri state government is much more efficient and effective than it was just one year ago. Today, we have more Missourians paying taxes, not fewer Missourians paying more in taxes. So despite what the experts said, we did it without raising your taxes!

These are accomplishments that all of us can, and should take credit for. All of you are responsible for this success. I can assure you that the bills we passed last year only worked because we had both sides of the aisle debating,

inquiring and, yes, even compromising to get to the final product. And ultimately, the bills we passed were better because of it.

Today, as the elected leader of this body, I want to lay out my thoughts about what we should work to accomplish in this new session.

To begin, we need to provide energy assistance for our poorest citizens. We all know that heating costs have increased dramatically. We need to make sure that our senior citizens are able to heat their homes without having to sacrifice the foods and medicines they need. We must quickly take the extra taxes collected from higher gas prices and put the excess revenue into a fund that will help seniors pay their higher heating costs.

Second, we must reinstate and reform the MAWD program. Last session, we passed a Medicaid reform bill that put a cap on how much a person could earn and still qualify for Medicaid. That legislation kept the disabled employees at sheltered workshops and VIP Industries from being able to continue to work and qualify for Medicaid benefits. Working in sheltered workshops and VIP Industries gives these individuals a sense of purpose and adds to their quality of life. The income they earn is not a lot, but that job gives them something to look forward to each and every day.

We passed a bill at the end of last session that would have fixed the problem and allowed these Missourians to keep working and still qualify for Medicaid. Unfortunately, the bill died in the Senate. We need to pass it again quickly at the beginning of this session.

Third, in 2005 the U.S. Supreme Court pushed the issue of eminent domain to the forefront. This session, we need to pass reforms that will protect our homes, but still allow the use of eminent domain for the good of the public; to build roads, put up utility lines and improve blighted areas. However, it is never right for the local, state or federal government to take someone's family home just so another private citizen can turn a quick dollar.

Fourth, this session Missouri must pass Jessica's Law to deal with child sex offenders. Unfortunately, most sexual assaults are committed by repeat offenders. We need to keep track of these criminals to make sure our children and families are kept safe. Jessica's Law would require a 25 year sentence for first-time offenders convicted of child sex crimes. In addition, upon release, convicted sex offenders must wear electronic tracking devices 24 hours a day. This way, law enforcement personnel will always be able to tell where these most violent criminals are, and our children can live and play without fear.

And finally, this body must pass meaningful insurance reform. In today's society, it is vital that everyone have health insurance they can count on.

While we have worked to pass tort reform to crack down on junk lawsuits, we also must make sure the insurance companies understand and fulfill their responsibilities. We need to make health insurance more affordable for all of our citizens. This year we will take on the medical malpractice insurance companies and help all of our citizens have access to quality healthcare.

Some may scoff and say we can never work together and put people before politics.

And you may be sitting here today thinking the very same thing; saying to yourself, "In an election year it will never happen."

But I choose to think that we can. I choose to hope that it is possible. And I know that if we will only try, if we will only strive for the goal, then the people of Missouri will be better. Because in striving to be the ideal deliberative body, we will be much closer to the mark than had we sat back, never tried and said it wasn't possible.

And when we achieve our goals, we will keep Missouri moving forward by protecting citizens' homes and property, by improving the access and quality of their healthcare, and by providing a hand up to those that need it.

Thank you, and may God bless the members of the 93rd General Assembly!

Pursuant to the provisions of Section 9.141, RSMo, the Bill of Rights was read by former Marine Major Steven Stovall.

HOUSE RESOLUTIONS

Representative Dempsey offered **House Resolution No. 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, inform the Senate that the House is duly convened and is now in session ready for consideration of business.

On motion of Representative Dempsey, **House Resolution No. 1** was adopted.

Representative Dempsey offered **House Resolution No. 2**, which was read.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED, that a message be sent to the Governor of the State of Missouri to inform His Excellency that the House of Representatives and the Senate of the Ninety-third General Assembly, Second Regular Session of the State of Missouri, are now regularly organized and ready for business, and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Dempsey, **House Resolution No. 2** was adopted.

HOUSE CONCURRENT RESOLUTIONS

Representative Dempsey offered **House Concurrent Resolution No. 1**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 1

BE IT RESOLVED, by the House of Representatives of the Ninety-third General Assembly, Second Regular Session of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 7:00 p.m., Wednesday, January 11, 2006, to receive a message from His Excellency, the Honorable Matt Blunt, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED, that a committee of ten (10) from the House be appointed by the Speaker to act with a committee of ten (10) from the Senate, appointed by the President Pro Tem, to wait upon the Governor of the State of Missouri and inform His Excellency that the House of Representatives and Senate of the Ninety-third General Assembly, Second Regular Session, are now organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Dempsey, **House Concurrent Resolution No. 1** was adopted.

Representative Dempsey offered **House Concurrent Resolution No. 2**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 2

BE IT RESOLVED, by the House of Representatives of the Ninety-third General Assembly, Second Regular Session of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 10:30 a.m., Wednesday, January 25, 2006, to receive a message from His Honor Chief Justice Michael A. Wolff, the Chief Justice of the Supreme Court of the State of Missouri; and

BE IT FURTHER RESOLVED, that a committee of ten (10) from the House be appointed by the Speaker to act with a committee of ten (10) from the Senate, appointed by the President Pro Tem, to wait upon the Chief Justice of the Supreme Court of the State of Missouri and inform His Honor that the House of Representatives and the Senate of the Ninety-third General Assembly, Second Regular Session, are now organized and ready for business and to receive any message or communication that His Honor may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Dempsey, **House Concurrent Resolution No. 2** was adopted.

Representative Dempsey offered **House Concurrent Resolution No. 3**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 3

BE IT RESOLVED by the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 10:30 a.m., Tuesday, February 7, 2006, to receive a message from Pete K. Rahn, Director of the Missouri Department of Transportation; and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Dempsey, **House Concurrent Resolution No. 3** was adopted.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3	-	Representative Wagner
House Resolution No. 4	-	Representative Whorton
House Resolution No. 5	-	Representatives Schoemehl and Meadows
House Resolution No. 6	-	Representative Henke
House Resolution No. 7	-	Representative Loehner
House Resolution No. 8	-	Representative Munzlinger
House Resolution No. 9	-	Representative Bruns
House Resolution No. 10	-	Representative Sander

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 4, introduced by Representatives Bruns, Deeken, Chappelle-Nadal, Day, Robinson, Nolte, Schaaf, Page, Lipke, Wilson (130), Fisher, Flook, Portwood, Wright (159), Sater, Sander, Wilson (119), Rupp, Jolly, Moore, Faith, Dixon and Dethrow, relating to recognition of autism awareness day and autism awareness month.

HCR 5, introduced by Representatives Bearden, Dempsey, Avery, Fisher, Ervin, Richard, Schaaf, Day, Deeken, May, Wilson (119), Smith (14), Sater, Myers, Cunningham (86), Brown (30), Quinn, Black, Flook, Munzlinger, Moore and Icet, relating to the observance of Ronald Reagan Day in Missouri.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 28, introduced by Representative Jackson, relating to taxation of veterans' organization.

HJR 29, introduced by Representatives Dusenberg, Yates, Kraus, LeVota, Brown (30) and Bivins, relating to the department of transportation.

HJR 30, introduced by Representatives Henke, Harris (110), Roorda, Wildberger, Kuessner, Bringer, LeVota and Lampe, relating to restricting the power of eminent domain.

HJR 31, introduced by Representatives Cunningham (86), Bearden, Brown (30), Ervin, McGhee and Wildberger, relating to state court jurisdiction.

HJR 32, introduced by Representative Johnson (47), relating to director of insurance.

HJR 33, introduced by Representatives Portwood, Avery and Bivins, relating to property exempt from taxation.

HJR 34, introduced by Representatives Kraus, McGhee, Yates and Flook, relating to the general assembly.

HJR 35, introduced by Representatives Kraus, Day, Munzlinger, Brown (30), Bivins, Whorton, Meadows, Fisher, Sutherland, Dusenberg, Dixon, Dempsey, Moore and Faith, relating to taxation of veterans' organizations.

HJR 36, introduced by Representatives Bruns, Avery, Day, Roorda, Fisher, Tilley, Deeken, Munzlinger, Henke, Bivins, Dusenberg, Meadows, Sutherland, Silvey and Emery, relating to exemption of personal property for active duty military personnel.

HJR 37, introduced by Representative Wright (137), relating to restricting the power of eminent domain.

HJR 38, introduced by Representative Cunningham (86), relating to judicial review of public use determination.

HJR 39, introduced by Representatives Bearden, Dempsey, Avery, Fisher, Ervin, Richard, Schaaf, Day, Deeken, Smith (14), Wilson (119), Sater, Myers, Cunningham (86), Wildberger, Black, Flook, Munzlinger, Wells, Moore, Smith (150) and Icet, relating to the right to pray.

HJR 40, introduced by Representatives Avery, Smith (14), Fisher, Day, Sutherland, Bruns, Moore, Meadows, Wilson (119), Dempsey, Dixon and Ervin, relating to exemption of personal property for active duty military personnel.

INTRODUCTION OF HOUSE BILL - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

HB 1015, introduced by Representative Icet, to appropriate money for supplemental purposes for the Department of Social Services, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2006.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 973, introduced by Representatives Davis and Lembke, relating to health care directives.

HB 974, introduced by Representatives Davis, Cooper (155), Bearden, Chappelle-Nadal, Dethrow, Emery, Fisher, Harris (110), McGhee, Moore, Nieves, Oxford, Phillips, Portwood, Sander and Viebrock, relating to the practice of midwifery.

HB 975, introduced by Representatives Davis and Nance, relating to driver's licenses.

HB 976, introduced by Representatives Whorton, Day, Kuessner, Schaaf, Henke, Fisher, Yaeger, Wildberger, Meadows, Harris (110), Darrough and McGhee, relating to driver's licenses.

HB 977, introduced by Representatives Whorton, Kuessner and Darrough, relating to elective officers in certain cities of the fourth classification.

HB 978, introduced by Representatives Smith (14), McGhee, Jackson, Day, Page, Whorton, Dempsey, Bivins, Storch, Tilley, Kuessner, Meadows, Bearden, Harris (110), Faith, Sater, Munzlinger, Sander, George, Dusenberg, Henke, Wilson (119), Jolly, Baker (123), Wilson (130), Dethrow, Fisher, Yaeger, Nolte, Sutherland, Silvey and Brown (30), relating to the Vietnam War medallion program.

HB 979, introduced by Representative Wallace, relating to school funding.

HB 980, introduced by Representatives Yaeger, Villa and Schoemehl, relating to highway lane usage.

HB 981, introduced by Representatives Yaeger, Jolly and Meadows, relating to motorized bicycles.

HB 982, introduced by Representatives Meadows, Roorda, Yaeger, Jolly, Schoemehl, George and Whorton, relating to health care professionals.

HB 983, introduced by Representatives Meadows, Roorda, Day, Sater, Yaeger, Munzlinger, Schoemehl, George, Dusenberg, Baker (25) and Silvey, relating to display of flags on September eleventh.

HB 984, introduced by Representatives Meadows, Roorda, Sater, Yaeger, George and Dusenberg, relating to the display of the POW/MIA flag.

HB 985, introduced by Representatives Meadows, Roorda, Yaeger, George, Whorton and Baker (25), relating to the small business health fairness act of 2006.

HB 986, introduced by Representatives Meadows, Yaeger, Jolly, Young, Fraser and Baker (25), relating to the continuation of benefits for the Medicare Prescription Drug, Improvement and Modernization Act of 2003.

HB 987, introduced by Representatives Sater, Whorton and Wallace, relating to prescriptive authority.

HB 988, introduced by Representatives Sater, Whorton, Wallace and Wilson (119), relating to disabled license plates and windshield placards.

HB 989, introduced by Representatives Sater, Munzlinger, Dusenberg and Wilson (119), relating to child custody.

HB 990, introduced by Representatives Sater, Munzlinger and Dusenberg, relating to orders of protection.

HB 991, introduced by Representatives Sater, Muschany, Wallace and Dusenberg, relating to extension of credit for a consumer loan.

HB 992, introduced by Representatives Sater, Muschany, Meadows, Munzlinger, Fisher, Day Wilson (119), Darrough, Baker (25), Weter, Wallace and Dusenberg, relating to motor vehicle warranties.

HB 993, introduced by Representatives Dusenberg, St. Onge, Sutherland, Brown (30), Bivins and McGhee, relating to the use of safety belts.

HB 994, introduced by Representatives Dusenberg, Wilson (119), Sander, Fisher, Brown (30), Bivins and McGhee, relating to protective headgear for operation of motorcycles or motortricycles.

HB 995, introduced by Representatives Dusenberg, Munzlinger, Day, Kraus, Sater, Davis, Wilson (119), Bivins, Emery, Sander, Sutherland, Fisher, Ruestman, Brown (30), Ervin and McGhee, relating to sexual offenders.

HB 996, introduced by Representatives Dusenberg, Munzlinger, Sater, Davis, Day, Wilson (119), Bivins, Emery, Sander, Sutherland, Fisher, Ruestman, Brown (30), Ervin and McGhee, relating to sex offenders.

HB 997, introduced by Representatives Dusenberg, Kraus, Sater, Davis, Day, Wilson (119), Bivins, Emery, Sutherland, Fisher, Ruestman, Brown (30), Meadows, Ervin, McGhee and Silvey, relating to possession of child pornography.

HB 998, introduced by Representative Smith (118), to authorize the conveyance of property owned by the state in Pettis County.

HB 999, introduced by Representatives McGhee and Fisher, relating to the Missouri state park board.

HB 1000, introduced by Representatives Henke, Kuessner, Whorton, Yaeger, Chappelle-Nadal, Meadows, Baker (25) and Young, relating to license plates for disabled persons.

HB 1026, introduced by Representatives Rucker, Wildberger, Jolly and Meadows, relating to protest activities near funeral services.

HB 1027, introduced by Representatives Rucker, Wildberger, Whorton and Kuessner, relating to ethanol blend fuel.

HB 1028, introduced by Representatives Johnson (47) and Smith (118), relating to political subdivisions.

HB 1029, introduced by Representative Johnson (47), relating to public water supply district formation.

HB 1030, introduced by Representative Johnson (47), relating to collectors of revenue.

HB 1031, introduced by Representative Threlkeld, relating to leaving a child unattended in a motor vehicle.

HB 1032, introduced by Representatives Day, Fisher, Munzlinger, Wallace, Tilley, Jetton, Wells, Whorton, Self, Cooper (120) and Wilson (119), relating to confiscation, disposal or sale of firearms and ammunition.

HB 1033, introduced by Representative Day, relating to a sales tax for a women's and children's shelter.

HB 1034, introduced by Representatives Young, Dougherty and LeVota, relating to the official state crop.

HB 1035, introduced by Representatives Young, Chappelle-Nadal, Oxford, Sutherland and Baker (25), relating to disabled parking signs.

HB 1036, introduced by Representatives Sander, Meadows, Page, Dusenberg and Chinn, relating to captioning of electronic video instructional materials.

HB 1037, introduced by Representatives Sander and Harris (110), relating to environmental control.

HB 1038, introduced by Representatives Sander, Munzlinger, Whorton, Dethrow, Fisher and McGhee, relating to dispensing and labeling of controlled substances.

HB 1039, introduced by Representatives Robb, Day, Wilson (119), Sutherland and Brown (30), relating to false impersonation.

HB 1040, introduced by Representatives Robb, Sutherland, Baker (25), Meadows, Yaeger and Young, relating to construction zone and work zone violations.

HB 1041, introduced by Representative Schaaf, relating to audiologists.

HB 1042, introduced by Representatives Roorda, Harris (110), Meadows and Darrough, relating to human cloning.

HB 1043, introduced by Representatives Fraser, Oxford, Schoemehl, Yaeger, Sutherland and Lampe, relating to child safety restraints.

HB 1044, introduced by Representatives Davis, Phillips and Ervin, relating to mandatory reporting of certain sexual offenses.

HB 1045, introduced by Representatives Kuessner, Roorda, Henke, Harris (110), Dusenberg and Wildberger, relating to the establishment of memorial highways.

HB 1046, introduced by Representatives Kuessner, LeVota, Henke, Harris (110) and Whorton, relating to medical malpractice insurance.

HB 1047, introduced by Representatives Kuessner, LeVota, Henke, Harris (110), Whorton, Baker (25) and McGhee, relating to prescriptive authority.

HB 1048, introduced by Representatives Kuessner, Henke and Wildberger, relating to all-terrain vehicles.

HB 1049, introduced by Representative Kuessner, relating to the scheduling of controlled substances.

HB 1050, introduced by Representatives Smith (14), Zweifel, Baker (123), Yaeger, Wildberger, Muschany, Bearden, Faith, Page, McGhee and Brown (30), relating to intermediate drivers' licenses.

HB 1051, introduced by Representatives Johnson (47), Low (39), Munzlinger, Denison, Lampe and Meiners, relating to the Missouri women's health services program.

HB 1052, introduced by Representatives Jolly, Oxford, McGhee, Young, Meiners, Wildberger, Meadows, Yaeger, Donnelly, Darrough, Spreng, Storch, Myers and Johnson (90), relating to child care subsidies.

HB 1053, introduced by Representatives Jolly, Yaeger, Day, Young, Silvey, Meadows and Roorda, relating to victim's access to official case records in certain cases in which imposition of sentence is suspended.

HB 1054, introduced by Representatives Jolly, Wildberger, Meiners, Page, Spreng, McGhee and Baker (25), relating to concealed carry endorsements.

HB 1055, introduced by Representatives Fraser and Jolly, relating to corporal punishment.

HB 1056, introduced by Representatives Roorda, LeVota, Yaeger, Baker (25), Lampe, Wildberger, Spreng, Harris (110), Robinson, Meadows, Johnson (90), Jolly, Harris (23) and Storch, relating to sexual offenders.

HB 1057, introduced by Representatives Cunningham (86) and Sander, relating to teacher certification.

HB 1058, introduced by Representatives Cunningham (86) and Sander, relating to school attire.

HB 1059, introduced by Representative Cunningham (86), relating to school credit.

HB 1060, introduced by Representatives Cunningham (86), Bearden, McGhee and Wildberger, relating to governing boards of certain educational institutions.

HB 1061, introduced by Representatives Cunningham (86) and Wildberger, relating to the visibility of street addresses.

HB 1062, introduced by Representative Cunningham (86), relating to the governing council of certain special school districts.

HB 1063, introduced by Representatives Cunningham (86) and Davis, relating to property taxation.

HB 1064, introduced by Representatives Yates, Smith (14), Avery, Cunningham (86), Brown (30), Sutherland, Ervin, Munzlinger, Bivins, Lembke, Kraus, Nance, Silvey, Nolte, McGhee, Day and Moore, relating to electronic monitoring of child sexual offenders.

HB 1065, introduced by Representatives Tilley, Deeken, Wright (159), Wilson (119) and Moore, relating to minimum pay for certain corrections employees.

HB 1066, introduced by Representative Harris (23), relating to bail.

HB 1067, introduced by Representatives Harris (23), Baker (25), LeVota, Roorda, Henke, Whorton, Kuessner and Yaeger, relating to post-arrest release.

HB 1068, introduced by Representatives Portwood, Wright (137), Lembke, Weter, Nance, Nolte, Nieves, Bruns, Bivins, Deeken, Dusenberger, Dempsey, Dixon, Muschany, May, Munzlinger,

Meiners, Schaaf, Self, Hobbs, Lipke, Phillips, Yates, Harris (110), Fares, Silvey, Young, Moore, Brown (30) and Day, relating to continuation of medical assistance for employed disabled persons.

HB 1069, introduced by Representatives Johnson (47) and Bringer, relating to telecommunications services rates.

HB 1070, introduced by Representatives Johnson (47), Schneider, Dempsey, Smith (118), Wagner, Phillips, Villa, Nolte, Robb, Loehner, Emery and Daus, relating to tax increment financing.

HB 1071, introduced by Representatives Phillips and Faith, relating to child immunizations.

HB 1072, introduced by Representative Deeken, relating to income tax offsets.

HB 1073, introduced by Representatives Wallace, Ervin, Harris (110), Fisher, Day, Wright-Jones, Roorda, Munzlinger, Whorton, Loehner, Quinn, Baker (25), Yaeger, Flook, Deeken, Bivins, Aull, Pollock, Sander, Dethrow, Rucker, Weter, Sutherland, Corcoran, Baker (123), Meadows, Viebrock, Robinson, Fraser, Wells, Nance, Dusenberry, Schad, Wilson (119), Storch, Oxford, Chinn, Jetton, Wood, Wilson (130), Cunningham (145), Ruestman, Wright (137), Dempsey, Wasson, Parson, Brown (30) and Moore, relating to motor fuel tax exemptions.

HB 1074, introduced by Representatives Meiners, Sutherland, Walsh, Chappelle-Nadal, Yaeger, Johnson (61), Young, Meadows and Moore, relating to sales and use tax on purchased or leased motor vehicles.

HB 1075, introduced by Representatives Davis, Cunningham (86) and Moore, relating to school course materials.

HB 1076, introduced by Representatives Johnson (47) and Roorda, relating to health care professional peer review committees.

HB 1077, introduced by Representative Roorda, relating to income taxes for professional athletes and entertainers.

HB 1078, introduced by Representative Cunningham (145), relating to tuition grants for dependents and spouses of military members.

HB 1079, introduced by Representatives Schaaf, Page and Threlkeld, relating to right of self-governance for hospital medical staffs.

HB 1080, introduced by Representatives Schaaf, Meadows, Page, Baker (25), Cunningham (86) and Threlkeld, relating to ambulatory surgical centers.

HB 1081, introduced by Representatives Whorton, Yaeger and Wildberger, relating to all-terrain vehicles.

HB 1082, introduced by Representatives Dempsey and Faith, relating to health care liens.

HB 1083, introduced by Representative Pollock, relating to endangering the welfare of a child in the first degree.

HB 1084, introduced by Representative Pollock, relating to child care providers.

HB 1085, introduced by Representatives Schaaf, Whorton, Wildberger, Fisher, Moore, Page and Cooper (155), relating to state-qualified health coverage option plans for the federal health coverage tax credit.

HB 1086, introduced by Representatives Schaaf, Fisher, Moore, Page and Cunningham (86), relating to the Missouri catalog of assistance programs.

HB 1087, introduced by Representatives Schaaf, Tilley, Moore, Smith (118), Whorton, Fisher, Page, Threlkeld and Cooper (155), relating to insurance for health care providers in Missouri.

HB 1088, introduced by Representatives Schaaf, Whorton, Munzlinger, Cunningham (86), Wildberger, Fisher, Moore, Page, Storch, Threlkeld and Cooper (155), relating to insurance co-payments for prescriptions drugs.

HB 1089, introduced by Representatives Schaaf, Whorton, Wildberger, Fisher, Moore, Page, Storch, Donnelly, Threlkeld and Cooper (155), relating to health insurance coverage for clinical trials.

HB 1090, introduced by Representatives Schaaf, Page, Whorton, Wildberger, Moore and Threlkeld, relating to regulation of professional licenses.

HB 1091, introduced by Representative Wright-Jones, relating to jury duty.

HB 1092, introduced by Representatives Sater, Tilley, Spreng and Wilson (119), relating to an income tax deduction for qualified hybrid vehicle purchases.

HB 1093, introduced by Representatives Weter, Myers and Wallace, relating to adverse possession.

HB 1094, introduced by Representatives Weter, Dusenberg and Sater, relating to license plates for dump trucks.

HB 1095, introduced by Representatives Weter, Sater, Fisher, Moore, Munzlinger, Jones, Schad, Wallace, Tilley, Denison, Dusenberg, McGhee and Brown (30), relating to assault of a law enforcement officer, corrections officer, emergency personnel or probation and parole officer.

HB 1096, introduced by Representative Denison, relating to circuit judges in the thirty-first judicial circuit.

HB 1097, introduced by Representatives Denison, Brown (30), Sater, Dusenberg, Robinson, Storch and Moore, relating to employment of retirees of the public school retirement system.

HB 1098, introduced by Representative Wright-Jones, relating to motor vehicle inspections.

HB 1099, introduced by Representative Schaaf, relating to nosocomial infection reporting requirements for healthcare providers.

HB 1100, introduced by Representative Schaaf, relating to excuse from jury service.

HB 1101, introduced by Representative Schaaf, relating to improper employment practices.

HB 1102, introduced by Representatives Jones, Fisher, Myers, Wright (159), Whorton, Sander, LeVota, McGhee, Threlkeld, Tilley, Baker (25), Wildberger, Loehner, Deeken, Schad and Parson, relating to advanced practice nurses.

HB 1103, introduced by Representatives Jones, Myers, Meadows, Whorton, Ervin, Munzlinger, Smith (150), Dethrow, Deeken, Loehner, Parson and Schad, relating to the defensive use of force.

HB 1104, introduced by Representatives Wilson (119), Henke, Whorton, Munzlinger, Fisher and Chinn, relating to rural empowerment zone criteria.

HB 1105, introduced by Representatives Wilson (119), Wells, Cunningham (86), Wallace, Whorton, Kuessner, Munzlinger, Yaeger, Silvey, Bivins, Meadows, Fisher, Robinson, Brown (30), Moore, Chinn and Dusenber, relating to automatic renewal of driver's licenses.

HB 1106, introduced by Representatives Jolly, Schaaf, Young, George, Meiners, Wildberger Meadows, Donnelly, Page, Spreng, Storch, Johnson (90) and Low (39), relating to patient safety.

HB 1107, introduced by Representatives Baker (25), Roorda, Bivins, Munzlinger, Meadows, Wildberger, Silvey, Low (39), Yaeger, LeVota, Young, Donnelly, Lampe, McGhee and Jolly, relating to victims of sexual offenses.

HB 1108, introduced by Representatives Meiners, Walsh, Young, Roorda, Wildberger, Whorton, Yaeger and Kuessner, relating to child molesters.

HB 1109, introduced by Representative Flook, relating to juvenile officer retirement.

HB 1110, introduced by Representatives Wood and Munzlinger, relating to the use of force.

HB 1111, introduced by Representative Wood, relating to county boards of equalization.

HB 1112, introduced by Representatives Harris (110), Meadows, Henke, Kuessner, Meiners, George, Sander, McGhee, Cunningham (86), Lembke and Swinger, relating to abortions.

HB 1113, introduced by Representatives Harris (110), Henke, Meadows, Lembke, Moore and Schaaf, relating to public funding of certain research.

HB 1114, introduced by Representatives Harris (110), Meadows, Wildberger and Kuessner, relating to state purchasing.

HB 1115, introduced by Representatives Wallace, Nolte, Dougherty, Oxford, Henke, Corcoran, Baker (25), Whorton, Kuessner, Munzlinger, Lampe, Viebrock, Wilson (130), Faith, Day, Wilson (119), Meadows, Ervin, Loehner, Dusenberg, Moore, Jetton, Wasson, Dethrow, Cunningham (145), Marsh, Swinger, Baker (123), Kingery, Pollock, Quinn, Aull, Weter, Hunter, Liese, Rucker, Smith (118) and Wood, relating to liability for school employees and volunteers.

HB 1116, introduced by Representatives Salva and Wildberger, relating to insurance credit scoring.

HB 1117, introduced by Representatives Salva and Dusenberg, relating to lemon laws for boats and watercraft.

HB 1118, introduced by Representatives Dempsey, Page, Muschany, Schaaf, Faith, Munzlinger, Sutherland, Wilson (119), Smith (14), Bearden, Cunningham (86), Richard, Hunter, Whorton, Cooper (120), Sater and Fisher, relating to civil defense.

HB 1119, introduced by Representatives Wildberger, Roorda and Schaaf, relating to charitable solicitations.

HB 1120, introduced by Representatives Wildberger, Roorda and Young, relating to compensation for certain injured workers.

HB 1121, introduced by Representatives Wildberger, Roorda, Moore, Baker (25), Young, Whorton, Yaeger and Schaaf, relating to an income tax deduction for long-term care insurance premiums.

HB 1122, introduced by Representatives Wildberger, Roorda, Schaaf, Whorton and Young, relating to income taxes.

HB 1123, introduced by Representatives Wildberger, Roorda, Baker (25), Whorton and Young, relating to workers' compensation benefits.

HB 1124, introduced by Representatives Wildberger, Whorton and Schaaf, relating to child support.

HB 1125, introduced by Representatives Wildberger, Roorda, Moore, Schaaf, Whorton, Baker (25) and Young, relating to poison prevention.

HB 1126, introduced by Representatives Wildberger, LeVota, Roorda, Whorton and Yaeger, relating to the child advocacy center fund.

HB 1127, introduced by Representatives Wildberger, Roorda, Moore, Young, Whorton and Schaaf, relating to release of personal information to unauthorized persons.

HB 1128, introduced by Representatives Wildberger, Roorda, Jolly, Whorton and Moore, relating to retirement benefits for firefighters.

HB 1129, introduced by Representatives Wildberger and Roorda, relating to insurance credit scores.

HB 1130, introduced by Representatives Wildberger, LeVota, Roorda and Whorton, relating to charitable solicitations.

HB 1131, introduced by Representatives Wildberger, LeVota, Baker (25) and Whorton, relating to the telemarketing no-call list.

HB 1132, introduced by Representatives Dempsey, Page, Phillips, Yates, Dusenberg, Smith (14), Ruestman, Richard, Moore, Tilley, Zweifel and Yaeger, relating to campaign finance reports.

HB 1133, introduced by Representative Salva, relating to lis pendens.

HB 1134, introduced by Representatives Nance, Fisher, Myers and Nolte, relating to revenues generated by moving traffic violations.

HB 1135, introduced by Representatives Nance, Flook and Ervin, relating to commercial zones.

HB 1136, introduced by Representatives Ervin, Flook, Nance, Brown (30), Phillips, Silvey and Nolte, relating to the removal of adjustments in state aid for schools based on summer school and gifted program enrollment.

HB 1137, introduced by Representatives Darrough, Munzlinger, Whorton, Baker (25), Corcoran and Zweifel, relating to alternative fuel and alternative fuel vehicles.

HB 1138, introduced by Representatives Johnson (47), Smith (118), Kraus, Lowe (44), Curls and Jolly, relating to police military leave.

HB 1139, introduced by Representatives Yaeger and Wildberger, relating to state purchasing.

HB 1140, introduced by Representatives Dusenberg, Wilson (119) and Brown (30), relating to state purchasing.

HB 1141, introduced by Representative Jackson, relating to the distribution of proceeds in the gaming commission fund.

HB 1142, introduced by Representatives Yates, Cunningham (86) and Ervin, relating to sales taxes on health and fitness centers.

HB 1143, introduced by Representative St. Onge, relating to passing zones.

HB 1144, introduced by Representatives May, Munzlinger, Viebrock, Moore and Wallace, relating to the official state grass.

HB 1145, introduced by Representatives Portwood, Avery, Dixon, Ervin, Flook, Fisher, Moore and Munzlinger, relating to an income tax deduction for long-term care insurance premiums.

HB 1146, introduced by Representatives Bivins, Smith (14), George, Page, Baker (25), Yaeger, Wildberger and Moore, relating to the board of directors of a fire protection district.

HB 1147, introduced by Representatives Bivins, Moore and Emery, relating to environmental audits.

HB 1148, introduced by Representatives Bivins, Cooper (158), Yates, Johnson (47) and Moore, relating to strategic litigation against public participation.

HB 1149, introduced by Representatives Bivins, Wright (137), Guest, Bowman, Fisher, Whorton and Moore, relating to water pollution control bonds.

HB 1150, introduced by Representatives Black, Wright (159), Myers, May, Roorda, Page, Wildberger, Sanders, Cunningham (86), Fisher, Moore, Skaggs, Sater and Wells, relating to the nurse licensure compact.

HB 1151, introduced by Representatives Icet, Cunningham (86), Bivins and Bearden, relating to teacher salary incentives.

HB 1152, introduced by Representatives Dethrow, Wright (159), May, Roorda, Lipke, Wood, Kingery, Nolte, Fisher, Kuessner, Day, Wilson (119), Jetton, Munzlinger, Wallace, Brown (30) and Richard, relating to the Sgt. Dewayne Graham, Jr. Memorial Bridge.

HB 1153, introduced by Representatives Emery, Wildberger, Whorton and Moore, relating to the elevator safety board.

HB 1154, introduced by Representatives Emery, Moore and Faith, relating to fees for public records.

HB 1155, introduced by Representatives Yates, Wilson (130), Kraus, Dusenberg, Avery, Moore, Sutherland, Wilson (119) and Fisher, relating to the uninsured motorist stipulation of benefits act.

HB 1156, introduced by Representatives Cooper (120), Nolte, Sutherland, Ervin, Bivins, Weter, Flook, Sander, Brown (30), Wilson (119), Munzlinger, Moore and Self, relating to a health insurance premium deduction.

HB 1157, introduced by Representatives Cooper (120), Sutherland, Hobbs, Jones, Munzlinger, Brown (30), Fisher, Sater and Hunter, relating to designation of the official state game bird.

HB 1158, introduced by Representatives Kraus, Day, Silvey, Meadows, Brown (30), Dusenberg and Moore, relating to purple heart license plates.

HB 1159, introduced by Representative Kraus, relating to amateur radio special license plates.

HB 1160, introduced by Representatives Wilson (130), Ruestman, LeVota, Fisher and Brown (30), relating to impounding vehicles.

HB 1161, introduced by Representatives Wilson (130), Ruestman, Fisher, Moore and Wilson (119), relating to terrorism.

HB 1162, introduced by Representatives Deeken, Skaggs, Wilson (119), Cooper (155) and Wildberger, relating to the reduction of alcohol-related problems.

HB 1163, introduced by Representatives Threlkeld, Chappelle-Nadal, Ervin, Sater, Baker (25), Emery, Swinger, Bruns, LeVota, Moore and Cunningham (86), relating to identity theft protection.

HB 1164, introduced by Representative Myers, relating to exclusion from library districts.

HB 1165, introduced by Representatives Dusenberg, St. Onge, Sutherland, Brown (30), Bivins and McGhee, relating to use of safety belts.

HB 1166, introduced by Representative Threlkeld, relating to garnishments.

HB 1167, introduced by Representatives Young, LeVota and Harris (23), relating to sunshine law violations.

HB 1168, introduced by Representatives Tilley, Moore, Sater, Page and Yaeger, relating to impaired pharmacists.

HB 1169, introduced by Representative Cooper (120), relating to corporate name revisions.

HB 1170, introduced by Representative Burnett, relating to garnishment.

HB 1171, introduced by Representatives Burnett, Hughes and Baker (25), relating to payday loans.

HB 1172, introduced by Representatives Burnett, Hughes and Baker (25), relating to certain unsecured loans.

HB 1173, introduced by Representative Shoemyer, relating to anhydrous ammonia.

HB 1174, introduced by Representative Shoemyer, relating to durable medical equipment providers.

HB 1175, introduced by Representative Young, relating to school districts.

HB 1176, introduced by Representatives Nolte, Phillips, Nance, Flook, Wilson (119), Emery, Ervin and Silvey, relating to prohibiting the possession, use or abuse of certain substances and devices.

HB 1177, introduced by Representative Swinger, relating to the designation of a memorial highway.

HB 1178, introduced by Representative Swinger, relating to the designation of a memorial highway.

HB 1179, introduced by Representative Cooper (120), relating to local sales tax.

HB 1180, introduced by Representatives Corcoran, Page, Schoemehl and Zweifel, relating to student transportation.

HB 1181, introduced by Representatives Corcoran, Moore and Zweifel, relating to teaching certificates.

HB 1182, introduced by Representatives Stevenson, Schaaf, Day, Deeken, Sutherland, Phillips, Ruestman, Wilson (130) and Nance, relating to age of majority.

HB 1183, introduced by Representatives Stevenson, Schaaf, Ruestman and Nance, relating to juvenile courts.

HB 1184, introduced by Representatives Stevenson and Ruestman, relating to the Missouri uniform trust code.

HB 1185, introduced by Representatives Wildberger, Walsh, Kuessner and Johnson (61), relating to compensation of marshals appointed by appellate courts.

HB 1186, introduced by Representatives Wildberger, Schaaf, Moore, Walsh and Kuessner, relating to publicly-financed projects.

HB 1187, introduced by Representatives Wildberger, Walsh and Kuessner, relating to unlawful employment practices.

HB 1188, introduced by Representatives Wildberger, Walsh and Baker (25), relating to the registered surgical technologist title protection act.

HB 1189, introduced by Representative Wright-Jones, relating to retirement benefits.

HB 1190, introduced by Representatives Johnson (47) and Munzlinger, relating to territory in public water supply districts.

HB 1191, introduced by Representative Johnson (47), relating to territory in public water supply districts.

HB 1192, introduced by Representatives Smith (118), Jones and Self, relating to the state fair escrow fund.

HB 1193, introduced by Representatives Cunningham (86) and Moore, relating to eminent domain displacement payments.

HB 1194, introduced by Representatives Cunningham (86), McGhee and Wildberger, relating to ethics complaints.

HB 1195, introduced by Representative Cunningham (86), relating to school district participation in statewide activities associations.

HB 1196, introduced by Representative Cunningham (86), relating to school-sponsored clubs and extracurricular activities.

HB 1197, introduced by Representative Cunningham (86), relating to stealing.

HB 1198, introduced by Representatives Cunningham (86), Pearce and McGhee, relating to manufactured homes.

HB 1199, introduced by Representative Tilley, relating to making a false report.

HB 1200, introduced by Representative Flook, relating to income taxation.

HB 1201, introduced by Representatives Johnson (90), Roorda, Meadows, Casey and Harris (110), relating to residential construction regulation by fire protection districts.

HB 1202, introduced by Representatives Roorda, Wright (159), Wildberger, McGhee and Meadows, relating to failure to lower tinted windows.

HB 1203, introduced by Representatives Roorda, Whorton and Wildberger, relating to property damage of a motor vehicle.

HB 1204, introduced by Representatives Roorda, Moore and Wildberger, relating to duties of jailers.

HB 1205, introduced by Representatives Roorda, Page, Chappelle-Nadal, Moore, Kuessner and Meadows, relating to altering or falsifying drug or alcohol tests or test results.

HB 1206, introduced by Representatives Ruestman, Emery, Fisher, Brown (30) and Stevenson, relating to an income tax credit for volunteer firefighters.

HB 1207, introduced by Representative Casey, relating to the motor vehicle emissions inspection program.

HB 1208, introduced by Representative Casey, relating to property taxation.

HB 1209, introduced by Representative Cooper (158), relating to political subdivision notice requirements.

HB 1210, introduced by Representative Cooper (158), relating to exclusions from public records.

HB 1211, introduced by Representative Cooper (158), relating to regulation of the possession and use of explosives.

HB 1212, introduced by Representative Cooper (158), relating to financial exploitation of the elderly and disabled.

HB 1213, introduced by Representatives Baker (25), Wright-Jones, Wildberger and Young, relating to employment workweeks.

HB 1214, introduced by Representative Cooper (120), relating to sales tax.

HB 1215, introduced by Representatives Fares and Avery, relating to income tax.

HB 1216, introduced by Representative Kraus, relating to the failure to wear a safety belt.

HB 1217, introduced by Representatives Kraus, Munzlinger, Cunningham (86) and Ruestman, relating to payment of costs of prosecution of criminal offenses.

HB 1218, introduced by Representatives Kraus, Nolte, Roorda, Avery, Baker (123), Fisher, Robinson, Bowman, Jolly and Dixon, relating to bullying in public schools.

HB 1219, introduced by Representative Cooper (158), relating to crimes of violence against children and the elderly.

HB 1220, introduced by Representative Cooper (158), relating to committing a terrorist act.

HB 1221, introduced by Representative Cooper (158), relating to public funds.

HB 1222, introduced by Representative Cooper (158), relating to special deputy coroners and medical examiners.

HB 1223, introduced by Representative Cooper (158), relating to designing, building and managing state buildings.

HB 1224, introduced by Representative Smith (118), relating to property received by counties.

HB 1225, introduced by Representative Smith (118), relating to establishment of county roads.

HB 1226, introduced by Representatives Portwood, Wright (137), Smith (14), Avery and Lembke, relating to health insurance coverage for chiropractic care.

HB 1227, introduced by Representatives Ruestman, Wilson (119) and Stevenson, relating to passing a bad check.

HB 1228, introduced by Representatives Ruestman, Stevenson and Wilson (119), relating to the Missouri Women's Council.

HB 1229, introduced by Representatives Avery, Yaeger, Baker (25), Meadows and Page, relating to the governing boards of certain state higher education institutions.

HB 1230, introduced by Representatives Avery, Moore, Flook, Meadows, Wilson (119), Munzlinger, Dixon and Fisher, relating to fees for hunting and fishing licenses and permits.

HB 1231, introduced by Representatives Avery and Cunningham (86), relating to the academic scholarship program.

HB 1232, introduced by Representative Smith (118), relating to the transporting of dead bodies.

HB 1233, introduced by Representatives Smith (118) and Johnson (47), relating to payment of rent when a leased residence is destroyed.

HB 1234, introduced by Representatives Loehner, Sater, Fisher, Jones and Storch, relating to the nursing student loan program.

HB 1235, introduced by Representative Cooper (158), relating to liability for tort claims.

HB 1236, introduced by Representatives Tilley, Ruestman, Moore, Sutherland, Muschany, Dethrow, Smith (150), Bruns, Wood, Robinson, Sater, Rupp, Day, Fisher, Smith (14), Wright (159), Emery, Ervin, Cunningham (86), Munzlinger, Dempsey, Kraus, Dixon, McGhee, Silvey and Sander, relating to sex offenders.

HB 1237, introduced by Representative Cooper (158), relating to scholarship program for children of veterans killed in combat.

HB 1238, introduced by Representatives Roorda, Meadows and Johnson (90), relating to fire protection district consolidation.

HB 1239, introduced by Representatives Roorda, Wildberger, Harris (23), Baker (25), Meadows and Johnson (90), relating to hazardous materials.

HB 1240, introduced by Representatives Roorda and Meadows, relating to the right to petition for a trial de novo.

HB 1241, introduced by Representatives Roorda and Casey, relating to corrections officer and jailer training.

HB 1242, introduced by Representative Daus, relating to landlord-tenant actions.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has adopted **SR 1639**.

SENATE RESOLUTION NO. 1639

BE IT RESOLVED by the Senate, that the Secretary of the Senate inform the House of Representatives that the Senate of the Second Regular Session of the Ninety-third General Assembly is duly convened and is now in session and ready for consideration of business.

WITHDRAWAL OF HOUSE BILLS

December 8, 2005

Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol, Room 306C
Jefferson City, MO 65101

Dear Steve:

I had previously filed **House Bill No. 993** that “establishes child passenger restraint system guidelines”, but respectfully ask that this bill be withdrawn.

Thanking you in advance for your assistance in this matter.

Best regards,

/s/ Representative Gary Dusenberg
District 54

December 29, 2005

Stephen S. Davis, Chief Clerk
Missouri House of Representatives
Room 306C, State Capitol
Jefferson City, MO 65101

Dear Mr. Davis:

I respectfully request the withdrawal of **House Bill No. 1179**. Thank you for your consideration in this matter.

Sincerely

/s/ Shannon Cooper
District 120

The following members’ presence was noted: Bland and Bowman.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, January 5, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Amber H. Boykins, District 60, hereby state and affirm that my vote as recorded on the quorum call in the House Journal for Tuesday, January 4, 2006, showing that I voted “absent with leave” was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted “aye”. I further state and

affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 4th day of January 2006.

/s/ Amber H. Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 4th day of January in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

HIGHER EDUCATION

Tuesday, January 10, 2006, 8:30 a.m. Hearing Room 7.

Presentation on Midwestern Higher Education Compact by President, Larry Isaak.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, January 9, 2006, 11:00 a.m. Hearing Room 6.

First Quarter Meeting. Defined Benefit/Defined Contribution/Education Session

RETIREMENT

Monday, January 9, 2006, 1:00 p.m. Hearing Room 7.

Organizational meeting.

HOUSE CALENDAR

SECOND DAY, THURSDAY, JANUARY 5, 2006

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 4 and HCR 5

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 28 through HJR 40

HOUSE BILL FOR SECOND READING - APPROPRIATIONS

HB 1015

HOUSE BILLS FOR SECOND READING

- 1 HB 973 through HB 992
- 2 HB 994 through HB 1000
- 3 HB 1026 through HB 1178
- 4 HB 1180 through HB 1242

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SECOND DAY, THURSDAY, JANUARY 5, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, You are so good to us and Your love for us is obvious. We have our health, loving families, sound minds, abundant provision and an opportunity to make a difference in this state. You continue to provide safe passage to and from our place of residence. How can we not pause to say thank You.

Loving Father, be merciful and gracious to us, bless us and cause Your face to shine upon us and among us. Give us wisdom and knowledge to make wise decisions, help us to honor and respect one another in spite of our apparent differences. May all bitterness, indignation, animosity and evil-speaking be put aside in order that the decisions made in this place be appropriate, timely and advantageous to this state as a whole.

Thank You for this New Year, thank You for new opportunities to serve and thank You for sustained friendships.

Now may Your grace and mercy abide with us all throughout this day.

We ask these things in the name of Your Son. Amen and amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the first day was approved as printed by the following vote:

AYES: 148

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 30	Brown 50	Bruns
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Fares	Fisher	Flook	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
LeVota	Lipke	Loehner	Lowe 44	Marsh
May	McGhee	Meiners	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford

Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Avery	Black	Brooks	Burnett	Faith
Lembke	Liese	Low 39	Meadows	Moore
Salva	Wright 137			

VACANCIES: 003

Representative Behnen assumed the Chair.

HOUSE RESOLUTIONS

Representative Deeken offered House Resolution No. 15.

Representative Jolly, et al., offered House Resolution No. 16.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 11	-	Representative Johnson (90)
House Resolution No. 12	-	Representative Wright-Jones, et al.
House Resolution No. 13	-	Representative Bringer
House Resolution No. 14	-	Representative George
House Resolution No. 17		
through		
House Resolution No. 22	-	Representative Cooper (158)
House Resolution No. 23	-	Representative Munzlinger
House Resolution No. 24	-	Representative Witte
House Resolution No. 25	-	Representative Munzlinger
House Resolution No. 26		
through		
House Resolution No. 28	-	Representative Lipke
House Resolution No. 29	-	Representative Guest
House Resolution No. 30	-	Representative Witte

House Resolution No. 31
and
House Resolution No. 32 - Representative Bringer
House Resolution No. 33 - Representative Smith (14), et al.
House Resolution No. 34 - Representative Shoemyer
House Resolution No. 35 - Representative Smith (14)
House Resolution No. 36 - Representative Pearce, et al.
House Resolution No. 37 - Representative Nieves
House Resolution No. 38 - Representative Storch
House Resolution No. 39
through
House Resolution No. 43 - Representative Jetton
House Resolution No. 44 - Representative Deeken
House Resolution No. 45 - Representative Jones
House Resolution No. 46 -
through
House Resolution No. 49 - Representative Pollock

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 4 and **HCR 5** were read the second time.

SECOND READING OF HOUSE JOINT RESOLUTIONS

HJR 28 through **HJR 40** were read the second time.

SECOND READING OF HOUSE BILL - APPROPRIATIONS

HB 1015 was read the second time.

SECOND READING OF HOUSE BILLS

HB 973 through **HB 992**, **HB 994** through **HB 1000**, **HB 1026** through **HB 1178**, and **HB 1180** through **HB 1242** were read the second time.

REFERRAL OF HOUSE BILL - APPROPRIATIONS

The following House Bill was referred to the Committee indicated:

HB 1015 - Budget

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1243, introduced by Representative Cooper (158), relating to state procurement.

HB 1244, introduced by Representatives Ruestman, Hunter, Cooper (120), Viebrock, Denison, Walsh, Meiners, Chappelle-Nadal and Fraser, relating to registered commercial interior designers.

HB 1245, introduced by Representatives Sater, Wright (159), Tilley, Harris (110), Fisher, Ruestman, Hobbs, Munzlinger, Weter, Wilson (119) and Sutherland, relating to school nurses.

HB 1246, introduced by Representative Pratt, relating to possession of video games in correctional centers.

HB 1247, introduced by Representative Pratt, relating to qualifications for civilian review boards.

HB 1248, introduced by Representative Pratt, relating to gambling moneys for schools.

HB 1249, introduced by Representatives Spreng, Richard, Jetton, Bearden, Dempsey, Kratky, Vogt, Villa, Darrough, Portwood, Young, Page, Sater, Corcoran, Bowman, Lowe (44), Pearce, Hubbard, Daus, Liese, Wagner, Schneider, Wildberger, McGhee and Harris (23), relating to sales and use tax exemptions.

HB 1250, introduced by Representatives Denison, Munzlinger, Wright (159), Fisher, Jackson, Schlottach, Weter, Johnson (47), Parker and Stevenson, relating to public roads.

HB 1251, introduced by Representatives Guest, Emery and Icet, relating to equipment grants for engineering programs.

HB 1252, introduced by Representative Cooper (158), relating to identity theft.

HB 1253, introduced by Representative Cooper (158), relating to the office of administration.

HB 1254, introduced by Representatives Schaaf, Phillips, Bivins, Baker (25), Threlkeld, Cunningham (86), Wright (159), Dusenberger, Moore, Fisher, Yaeger, Emery, Kuessner, Wildberger and Lembke, relating to intoxication-related traffic offenses.

HB 1255, introduced by Representatives Day, Behnen, Ervin, Wright (159), Fisher, Whorton, Wilson (119), Phillips, Sater, Young, Dougherty, Wallace, Dethrow, Wood, Schlottach, Chinn, Nance, Bearden, Hunter, Johnson (90), Pratt, Brown (30), Wasson, Tilley, Jetton, Johnson (47), Smith (150), Richard, Wright (137) and Quinn, relating to wearing protective headgear while operating a motorcycle or motortricycle.

HB 1256, introduced by Representatives Haywood, Jolly, Roorda, Bowman, Chappelle-Nadal, Low (39), Oxford, Wildberger, Johnson (61), Daus, LeVota, Robinson, Page, Storch, Brown (50), Casey, Curls, Lampe, Villa, Yaeger, Bogetto, Hoskins, Hubbard, Bland, Bringer, Shoemyer, Rucker,

Meiners, Walsh, Swinger, Lowe (44), Hughes, Boykins, Wright-Jones, Harris (23), Wallace, Baker (123), Dempsey, Johnson (90), Parker, Pollock, Cunningham (145), May and Kingery, relating to the designation of the Rosa Parks state holiday.

HB 1257, introduced by Representative Pratt, relating to stealing leased property.

HB 1258, introduced by Representatives Ervin, Hobbs, Nance, Wilson (119), Dusenberg, Wildberger, Flook, Baker (123), Sater and Sutherland, relating to distribution of a controlled substance near a park.

HB 1259, introduced by Representatives Cooper (155), Portwood, Threlkeld, Page and Schaaf, relating to provider contracts with health carriers.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 1**.

The following members' presence was noted: Avery, Black and Faith.

ADJOURNMENT

On motion of Representative Self, the House adjourned until 4:00 p.m., Monday, January 9, 2006.

COMMITTEE MEETINGS

APPROPRIATIONS - EDUCATION

Wednesday, January 11, 2006, 8:15 a.m. Hearing Room 1.

Organizational meeting. Presentation by the Department of Elementary and Secondary Education on the Foundation Formula.

BUDGET

Monday, January 9, 2006, Hearing Room 3 upon afternoon adjournment.

Executive session may follow.

Public hearing to be held on: HB 1015

HIGHER EDUCATION

Tuesday, January 10, 2006, 8:30 a.m. Hearing Room 7.

Presentation on Midwestern Higher Education Compact by President, Larry Isaak.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, January 9, 2006, 11:00 a.m. Hearing Room 6.

First Quarter Meeting. Defined Benefit/Defined Contribution/Education Session

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Wednesday, January 11, 2006, 2:00 p.m. Hearing Room 7.

Inspector General position. Sub-committee for Inspector General guidelines.

RETIREMENT

Monday, January 9, 2006, 1:00 p.m. Hearing Room 7.

Organizational meeting.

HOUSE CALENDAR

THIRD DAY, MONDAY, JANUARY 9, 2006

HOUSES BILLS FOR SECOND READING

HB 1243 through HB 1259

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRD DAY, MONDAY, JANUARY 9, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, may the people be glad and sing with joy, for You judge the people fairly and guide, lead, and drive all upon the Earth. Continue to show Yourself strong, O God, who have acted on our behalf.

May we continue to acknowledge that our strength is in You, our wisdom is from You, and our help derived from You, Creator of all things.

May we, in spite of adverse circumstance, have great respect for one another, yield to established authority and practice accountability daily. We ask that You surround us with godly counsel and wise advisors as we fulfill our obligations to the people, one another and this state.

Now may the grace of our Lord rest and abide with us all.

In the name of Your Son we pray. Amen and amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Scott T. Rupp, Jr.

The Journal of the second day was approved as printed by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bogetto
Bowman	Boykins	Bringer	Brown 30	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Darrough	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Lipke	Loehner

Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bland	Brooks	Daus	Kratky	Liese
Moore	Munzlinger	Quinn	Silvey	

VACANCIES: 003

HOUSE RESOLUTION

Representative Wright (137) offered House Resolution No. 68.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 50	-	Representative Witte
House Resolution No. 51	-	Representative Munzlinger
House Resolution No. 52		
and		
House Resolution No. 53	-	Representative Wright-Jones
House Resolution No. 54		
through		
House Resolution No. 57	-	Representatives Dempsey and Faith
House Resolution No. 58	-	Representatives Wood and Wallace
House Resolution No. 59	-	Representative Wright-Jones
House Resolution No. 60	-	Representative Munzlinger
House Resolution No. 61	-	Representative Loehner
House Resolution No. 62	-	Representative Jackson
House Resolution No. 63	-	Representative Johnson (61)
House Resolution No. 64	-	Representative Wallace
House Resolution No. 65	-	Representative Dethrow
House Resolution No. 66	-	Representative Smith (14)
House Resolution No. 67	-	Representative Kelly

SECOND READING OF HOUSE BILLS

HB 1243 through **HB 1259** were read the second time.

COMMITTEE REPORT

Committee on Budget, Chairman Icet reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1015**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 41, introduced by Representatives Baker (123), Black, Dixon, Guest, Bivins, Flook, Day, Nolte, Fisher, Weter, Fares, Sander, Wallace, Johnson (47), Deeken, Silvey, May, Yates, Schaaf, Wilson (119), Rucker, Corcoran, Page and Swinger, relating to bonded indebtedness of school districts.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1260, introduced by Representatives Sater, Fisher, Munzlinger, Hobbs and Weter, relating to physician assistants.

HB 1261, introduced by Representative Pollock, relating to conversion of manufactured homes.

HB 1262, introduced by Representative Tilley, relating to escape from commitment or detention.

HB 1263, introduced by Representative Tilley, relating to sexually violent predators.

HB 1264, introduced by Representatives LeVota, Roorda, Oxford, Whorton, Kuessner and Wildberger, relating to tax increment financing agreements.

HB 1265, introduced by Representatives LeVota, Threlkeld, Page, Harris (23) and Roorda, relating to a tax credit for military-related employees.

HB 1266, introduced by Representative Cooper (155), relating to the Missouri science education act.

HB 1267, introduced by Representatives Wells, Franz, Pollock, Denison, Jones and Parson, relating to the designation of memorial highway.

HB 1268, introduced by Representatives Bruns, Deeken, Jones, Loehner, Schad and Moore, relating to retirement for state employees.

HB 1269, introduced by Representatives Jetton, Cooper (120), Smith (14), Deeken, Baker (123), Kraus, Day, Denison, Dusenberg, Yates, Kuessner, Pearce, Ruestman, Hunter, Cunningham (145), Dixon, Guest, Quinn, Chinn, Schneider, Moore, Hobbs, Sander, Robb, Brown (30), Phillips, Witte, Meiners, Swinger, Henke, Lowe (44), Curls, Baker (25), Lager, Flook, Nance, Sater, Portwood, Sutherland, Tilley, Bruns, Jones, McGhee, Richard, Parson, Wells, Franz, Dethrow, Lipke, Myers, Black, Bringer, Shoemyer, Low (39), Jolly, Salva, Dougherty, Kratky, Zweifel, Fraser, Yaeger, Schoemehl, Roorda, Wagner, Lampe, Smith (150), Nolte, Wright (159), Icet, Self, Dempsey, Threlkeld, Chappelle-Nadal, Wildberger, Whorton, Haywood, Avery, Schad, Weter, Wallace, Bearden, Silvey and Darrough, relating to vision examinations for school children.

HB 1270, introduced by Representatives Behnen, Myers, Munzlinger, Kelly, Moore, Sander, Lager, Swinger, Hobbs, Chinn, Black, Quinn, Wright (159), Schad, Jones, Loehner, Dusenberg, Nance, Fisher, Witte, Stevenson, Guest and May, relating to ethanol blend fuel.

HB 1271, introduced by Representatives Phillips and Pratt, relating to guardianship of minors.

HB 1272, introduced by Representatives Harris (23), Aull, Baker (25), Johnson (61), Henke, Shoemyer, Roorda, Casey, Oxford, Wildberger, Bowman, Bogetto, Witte, Villa, Donnelly, Hughes, El-Amin, Rucker, Hoskins, Brown (50), Hubbard, Harris (110), LeVota, Page, Whorton, Lampe, Dougherty, Burnett, Yaeger, Darrough, Fraser, Spreng, Lowe (44) and Walsh, relating to state purchasing.

HB 1273, introduced by Representatives Baker (123), Ervin, Black, Dixon, Faith, Guest, Bivins, Moore, Flook, Day, Nolte, Munzlinger, Fisher, Weter, Emery, Smith (150), Sander, Wallace, Deeken, Dempsey, May, Schaaf, Wilson (130), Wilson (119), Aull, Rucker, Wildberger, Roorda, Corcoran, Whorton, Page, Henke and Swinger, relating to the removal of adjustments in state aid for schools based on summer school and gifted program enrollment.

HB 1274, introduced by Representatives Baker (123), Moore, Fisher, Phillips, Schaaf and Wilson (119), relating to state buildings.

HB 1275, introduced by Representatives Baker (123), Ervin, Corcoran, Black, Muschany, Dixon, Hobbs, Bivins, Moore, Flook, Nolte, Munzlinger, Fisher, Weter, Bearden, Fares, Sander, Phillips, Schaaf, Wilson (119), Rucker, Whorton, Page, Baker (25) and Chappelle-Nadal, relating to the establishment of a virtual school.

HB 1276, introduced by Representatives Baker (123), Fisher, Chappelle-Nadal, Phillips and Schaaf, relating to limiting the number of excursion gambling boat licenses issued by the gaming commission.

HB 1277, introduced by Representatives Baker (123), Fisher and Phillips, relating to compulsory school attendance.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following committee to act with a like committee from the House pursuant to **HCR 1**: Senators Gross, Klindt, Cauthorn, Engler, Goodman, Coleman, Days, Wilson, Dougherty and Callahan.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Icet is no longer Chair of the Appropriations-Health, Mental Health and Social Services Committee.

Representative Sater has been appointed Chair of the Appropriations-Health, Mental Health and Social Services Committee and a member of the Budget Committee.

The following members' presence was noted: Bland and Quinn.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, January 10, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, January 10, 2006, 12:00 p.m. Hearing Room 1.
Informational meeting only.

APPROPRIATIONS - EDUCATION

Wednesday, January 11, 2006, 8:15 a.m. Hearing Room 1.
Organizational meeting.
Presentation by the Department of Elementary and Secondary
Education on the Foundation Formula.

HIGHER EDUCATION

Tuesday, January 10, 2006, 8:30 a.m. Hearing Room 7.
Presentation on Midwestern Higher Education Compact by President, Larry Isaak.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Wednesday, January 11, 2006, 2:00 p.m. Hearing Room 7.
Inspector General position.
Sub-committee for Inspector General guidelines.
Personnel issues (closed session). AMENDED

RULES

Tuesday, January 10, 2006, 6:00 p.m. Hearing Room 7.

Executive session may follow.

HOUSE CALENDAR

FOURTH DAY, TUESDAY, JANUARY 10, 2006

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 41

HOUSE BILLS FOR SECOND READING

HB 1260 through HB 1277

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FOURTH DAY, TUESDAY, JANUARY 10, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

“Praise the name of the Lord,
praise him, servants of the Lord,
who stand in the house of the Lord
in the courts of the house of our God”
(Psalm 135:1-2)

We thank You, Lord, for bringing us into the second week of the 2006 Session of the Missouri House of Representatives.

We give thanks for the people of our districts who have sent us to represent them here. We thank You for the great trust they have placed in us. Give us the grace and courage never to betray that trust.

In our own lives and about life in our State, give us the wisdom of discernment between needs and wants, between the issues that merit top priority or lesser attention.

In our work today, help us to be at our best in clarity of thought, in communication, and in working with all others in this body and with those who assist us.

We give You praise and we pray to You at this hour, because You are our God, now and forever. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the third day was approved as corrected by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brown 30
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	George	Guest

Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meiners	Muschany	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Brooks	Daus	Kratky	Liese	Meadows
Moore	Munzlinger	Myers	Salva	Wagner
Wright 137				

VACANCIES: 003

HOUSE RESOLUTION

Representative George, et al., offered House Resolution No. 72.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 69

through

House Resolution No. 71 - Representative Viebrock
House Resolution No. 73 - Representative Smith (14)

House Resolution No. 74

through

House Resolution No. 76 - Representative Wilson (130)

House Resolution No. 77

through

House Resolution No. 79 - Representative Robinson

House Resolution No. 80

and

House Resolution No. 81 - Representative Wilson (119)

House Resolution No. 82 - Representative Witte

House Resolution No. 83 - Representative LeVota
House Resolution No. 84
through
House Resolution No. 87 - Representative Whorton

HOUSE CONCURRENT RESOLUTIONS

Representative Burnett, et al., offered House Concurrent Resolution No. 6.
Representative Walton, et al., offered House Concurrent Resolution No. 7.
Representative Shoemyer, et al., offered House Concurrent Resolution No. 8.
Representative Ruestman, et al., offered House Concurrent Resolution No. 9.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 41 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1260 through **HB 1277** were read the second time.

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 68 - Administration and Accounts

COMMITTEE REPORT

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1015**, begs leave to report it has examined the same and recommends that it **Do Pass**.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 42, introduced by Representatives Johnson (47) and Deeken, relating to special charter counties.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1278, introduced by Representatives May, Wildberger, Fisher, Wright (159), Wilson (119), Weter, Baker (25), Portwood, Sater and Schaaf, relating to the registered surgical assistant and registered surgical technologist title protection act.

HB 1279, introduced by Representatives Kraus and Phillips, relating to juvenile court jurisdiction.

HB 1280, introduced by Representatives Johnson (47) and Zweifel, relating to property insurance.

HB 1281, introduced by Representatives Robb, Nieves and Johnson (47), relating to school bond registration fees.

HB 1282, introduced by Representatives Burnett, Johnson (90), LeVota, Wagner, Young, Lowe (44), Skaggs, Page, Harris (23), Schoemehl, Walsh, Zweifel, Corcoran, Casey, Oxford, Roorda, Meadows, Walton, Harris (110), Bogetto, Robinson, Storch, Baker (25), Fraser, Villa, Donnelly, Aull, Johnson (61), Hughes, Meiners, Low (39), Kuessner, Witte, Vogt, Yaeger and Henke, relating to the public counsel of the public service commission.

HB 1283, introduced by Representatives Smith (118), Portwood, Sater and Stevenson, relating to unemployment insurance.

HB 1284, introduced by Representatives Smith (118), Portwood, Sater, Bivins, Yates, Stevenson, McGhee and Moore, relating to employee misconduct.

HB 1285, introduced by Representatives Smith (118), Portwood, Munzlinger, Sater, Bivins, Stevenson and McGhee, relating to unemployment compensation.

HB 1286, introduced by Representatives Smith (118), Wilson (130), Sater, Bivins and Stevenson, relating to employee information.

HB 1287, introduced by Representatives George, Spreng, Walsh, Wildberger, Darrough and Bowman, relating to noncertificated school employees.

HB 1288, introduced by Representatives George, Spreng, Walsh, Wildberger, Darrough and Bowman, relating to good faith employee negotiations.

HB 1289, introduced by Representative Yates, for the sole purpose of repealing expired, sunset, terminated, and ineffective provisions of law.

HB 1290, introduced by Representatives Schaaf, Lembke, Kingery, Sutherland and Tilley, relating to sexual offenders.

HB 1291, introduced by Representatives Kingery, Wilson (119) and Moore, relating to health insurance provider networks.

HB 1292, introduced by Representatives Wildberger and Roorda, relating to sexual offenses.

HB 1293, introduced by Representatives Wildberger, Roorda, Oxford, Rucker, Brown (50), Darrough, Hughes, Schoemehl, LeVota, Meadows, Casey, Baker (25), Lampe, Kuessner, Bogetto, Harris (23), Henke, Witte, George, Walsh, Wright-Jones, Spreng, Young, Hubbard, Bland, Whorton, Meiners, Lowe (44), Corcoran, Donnelly and Vogt, relating to the Homeland Security.

HB 1294, introduced by Representatives Wildberger, Meadows and Roorda, relating to transporting a child without parental consent.

HB 1295, introduced by Representatives Wildberger, Darrough and Roorda, relating to personal property tax payments.

HB 1296, introduced by Representatives Wildberger, Meadows and Roorda, relating to commercial driver's licenses.

HB 1297, introduced by Representatives Wildberger, Meadows and Roorda, relating to state preemption of certain inspections.

HB 1298, introduced by Representatives LeVota, Wildberger, Harris (23), Bowman, Baker (25), Lampe, Hughes, Burnett, Kuessner, Jolly, Shoemyer, Skaggs, Wright-Jones and Brown (50), relating to Erica's law.

HB 1299, introduced by Representatives Shoemyer, Whorton, Harris (110) and Darrough, relating to private investigations for farm commodities.

HB 1300, introduced by Representative Shoemyer, relating to the seed availability and competition act.

HB 1301, introduced by Representatives Shoemyer, George, Darrough, Lowe (44), Wagner, Salva, Meadows, Bowman, Bland and Zweifel, relating to trade agreements.

HB 1302, introduced by Representatives Cooper (155), Moore, Schaaf, Day, Cunningham (86), Lembke, Kingery, Rupp, Dethrow, Schlottach, Bivins, Lowe (44), Wood, Threlkeld, Kratky, Cooper (120), Wasson, Bean, Emery, Dusenberger, Dixon, Young, May, Hunter, Ruestman, McGhee, Deeken, Jones, Myers, Bruns, Lipke, Sander, Phillips, Kelly, Smith (118), Schad, Nolte, Guest, Tilley, Pollock, Denison, Chinn, Yaeger, Franz, Weter, Sater, Dempsey, Harris (110), Jackson, Faith, Robb, Wilson (119), Kuessner, Casey, Roorda, Oxford, Schoemehl, Wildberger, Aull, Robinson, Swinger, Lampe, Pearce, Wallace, Wilson (130), Black, Cunningham (145), Stevenson, Davis, Bowman, Sutherland, Low (39), Haywood, Bringer, Self, Witte, Portwood, Flook, Viebrock, Smith (150), Nance, Avery, Curls, Parker, Fisher, Bearden, Richard, Wright (159), Parson, Hobbs, Burnett, Smith (14), El-Amin, Brown (50), Wagner, Page, Storch, Donnelly, Fraser, Hubbard, Hoskins, Bland, Corcoran, Darrough, Villa, Baker (25), Schneider, Liese, Walsh, Bogetto, Skaggs, Dougherty, Jolly, Wright-Jones, Zweifel and Vogt, relating to the state water patrol.

HB 1303, introduced by Representatives Pratt, Dougherty, Wilson (130), Smith (118) and Meiners, relating to right-of-way at intersections.

HB 1304, introduced by Representatives Swinger, Witte, Lampe, Kuessner, Meadows, Baker (25), Aull and Rucker, relating to school funding for summer school.

HB 1305, introduced by Representatives Smith (118), Dempsey, Franz, Viebrock, Bean, Yaeger, Portwood and Sander, relating to retirement plans.

HB 1306, introduced by Representatives Smith (118), Franz, Oxford, Viebrock, Rupp, Bean, Yaeger, Haywood, Portwood and Sander, relating to state employee retirement.

HB 1307, introduced by Representatives Pratt, Baker (25), Sutherland, Hobbs, Dusenberg, Yates, Schaaf, Behnen, Threlkeld, LeVota, Hubbard, Dethrow, Hughes and Cooper (155), relating to the establishment of the Missouri state diabetes commission.

HB 1308, introduced by Representatives Pratt, Faith, Wallace, Storch, Baker (123), Haywood, Burnett, Yaeger, Weter, Harris (23), Flook, Bivins, Baker (25), Hubbard and Walton, relating to the governing boards of certain state higher education institutions.

HB 1309, introduced by Representatives Lipke, Brown (30), Smith (118), Dixon, Schad, Meadows, Roorda, Smith (150), Parson, Wood, Young, Darrough, Corcoran and Bivins, relating to criminal forfeiture reform.

HB 1310, introduced by Representatives Lipke, Wells, Dusenberg, Brown (30), Smith (118), Dixon, Cunningham (86), Schad, Harris (23), Meadows, Parson, Wood, Young, St. Onge, Bivins, Wilson (130) and Black, relating to emergency vehicles.

HB 1311, introduced by Representatives Lipke, Brown (30), Dixon, Meadows, Roorda and Young, relating to the county law enforcement restitution fund.

HB 1312, introduced by Representatives Lipke, Smith (118), Munzlinger, Sander, Schad, Meadows, Roorda, Page, Storch, Parson, Wood, Young, Bivins, Black and Baker (25), relating to the DNA profiling system.

HB 1313, introduced by Representatives Lipke, Sander, Meadows, Roorda, Storch, Parson, Young, Baker (25), Jones and Schad, relating to the crime victims' compensation fund.

HB 1314, introduced by Representatives Lipke, Brown (30), Dethrow, Ervin, Munzlinger, Schad, Meadows, Roorda, Harris (23), Page, Storch, Lampe, Silvey, Parson, Wood, Young, Darrough, Corcoran and Bivins, relating to enticement of a child.

HB 1315, introduced by Representatives Lipke, Dixon, Emery, Meadows, Roorda, Silvey, Parson, Young, Corcoran and Bivins, relating to search warrants.

HB 1316, introduced by Representatives Lipke, Munzlinger, Dixon, Schad, Meadows, Roorda, Parson, Wood, Young, Darrough, Corcoran and Bivins, relating to disarming a peace officer.

HB 1317, introduced by Representatives Lipke, Brown (30), Munzlinger, Dixon, Cunningham (86), Meadows, Roorda, Parson, Wood, Young and Bivins, relating to crime victim's rights.

HB 1318, introduced by Representatives Lipke, Brown (30), Emery, Dixon, Roorda, Page, Parson and Young, relating to intoxication-related traffic offenses.

HB 1319, introduced by Representatives Lipke, Brown (30), Emery, Dixon, Page, Parson, Young, Bivins and Muschany, relating to driving privileges.

HB 1320, introduced by Representatives Lipke, Brown (30), Dusenberg, Meadows, Roorda, Parson, Wood, Young, Darrough, Corcoran, Bivins and Cunningham (86), relating to criminal background checks of gubernatorial appointees subject to senate confirmation.

HB 1321, introduced by Representatives Lipke, Brown (30), Dusenberg, Dixon, Parson, Wood, Young and Bivins, relating to criminal background checks on applicants for or employees of state agencies.

HB 1322, introduced by Representatives Lipke, Johnson (61), Brown (30), Roorda, Harris (23), Parson, Young, Storch, Bivins and Baker (25), relating to DNA profiling analysis.

HB 1323, introduced by Representatives Lipke, Yates, Meadows, Page and Burnett, relating to medical malpractice insurance for long-term care facilities.

HB 1324, introduced by Representatives Lipke and Bivins, relating to the uniform real property electronic recording act.

COMMUNICATION

January 10, 2006

Mr. Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

Dear Mr. Davis:

Pursuant to Section 105.461, RSMo, I am hereby filing a written report of a possible personal interest in legislation that may be voted on during the legislative session. I have invested in agriculture value-added cooperatives in which I may be eligible to receive new generation cooperative incentive tax credits or loan guarantees. I do not have more than a ten percent interest in the value-added cooperatives.

In compliance with Section 105.461, please publish this in the Journal of the House.

Thank you.

Respectfully,

/s/ Wes Shoemyer

The following members' presence was noted: Moore, Munzlinger, Myers, Salva, Wagner and Wright (137).

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, January 11, 2006.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Third Day, Monday, January 9, 2006, Page 41, Line 13, by deleting said line and inserting in lieu thereof the following:

The following members' presence was noted: Bland, Munzlinger and Quinn.

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, January 12, 2006, 9:15 a.m. Hearing Room 7.

House Policies. Executive session may follow.

Public hearings to be held on: HR 68, HR 3

APPROPRIATIONS - EDUCATION

Wednesday, January 11, 2006, 8:15 a.m. Hearing Room 1.

Organizational meeting. Presentation by the Department of Elementary and Secondary Education on the Foundation Formula.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Wednesday, January 11, 2006, 2:00 p.m. Hearing Room 7.

Inspector General position.

Sub-committee for Inspector General guidelines.

Personnel issues (closed session). AMENDED

HOUSE CALENDAR

FIFTH DAY, WEDNESDAY, JANUARY 11, 2006

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 42

HOUSE BILLS FOR SECOND READING

HB 1278 through HB 1324

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HB 1015 - Icet

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FIFTH DAY, WEDNESDAY, JANUARY 11, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, it has been written, "Man shall not live and be upheld and sustained by bread alone, but by every word that comes forth from Your mouth."

You have also declared that the one who rules righteously, who rules in the fear of God, is like the light of the morning, like the sunrise bursting forth in a cloudless sky, like the refreshing rains that bring tender grass from the earth.

Lord God, may we not be of those who are darkened, speaking with flattering lips and a double heart, but of those who are enlightened, speaking the truth from a sincere heart.

As we focus on the state of our state, we have no fear of financial deficiencies nor trust in abundance, but our eyes are fixed on You.

Now may the grace of our Lord be with us all throughout this day's events.

For it is in His name we pray. Amen and amen.

The Pledge of Allegiance to the flag was recited.

Representative Nieves assumed the Chair.

The Journal of the fourth day was approved as printed.

HOUSE RESOLUTION

Representative Deeken offered House Resolution No. 108.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 88

through

House Resolution No. 98 - Representative Pratt

House Resolution No. 99 - Representative El-Amin

House Resolution No. 100 - Representative Darrough, et al.

House Resolution No. 101
and
House Resolution No. 102 - Representative Pratt
House Resolution No. 103
and
House Resolution No. 104 - Representative Robb, et al.
House Resolution No. 105 - Representative Roorda
House Resolution No. 106 - Representative George
House Resolution No. 107 - Representative Kuessner

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 42 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1278 through **HB 1324** were read the second time.

MOTION

Representative Dempsey moved that Rule 113 be suspended.

Which motion was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 30	Brown 50	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley

Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Bruns	Deeken	George	Kratky	Liese
Meadows	Walton	Wright 137		

VACANCIES: 003

RECESS

On motion of Representative Dempsey, the House recessed until 6:30 p.m.

The hour of recess having expired, the House was called to order by Speaker Jetton.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 109	-	Representative Bowman
House Resolution No. 110	-	Representative Schlottach
House Resolution No. 111	-	Representative Wright (159)
House Resolution No. 112	-	Representative Casey
House Resolution No. 113	-	Representative Chappelle-Nadal, et al.
House Resolution No. 114	-	Representative Witte
House Resolution No. 115	-	Representative Spreng, et al.
House Resolution No. 116	-	Representative Franz
House Resolution No. 117	-	Representative Wildberger
House Resolution No. 118	-	Representative Munzlinger
House Resolution No. 119	-	Representative Phillips
House Resolution No. 120	-	Representative Aull
House Resolution No. 121	-	Representative Flook

ESCORT COMMITTEES

The Speaker appointed the following committee to escort Lieutenant Governor Peter Kinder and members of the Senate to the dais: Representatives Schaaf, Sander, Kingery, Quinn, Chinn, Denison, Haywood, Jolly, Swinger and Roorda.

The Speaker appointed the following committee to escort His Excellency Governor Matt Blunt to the dais: Representatives Jackson, Faith, Nance, Cooper (155), Emery, Fares, Page, Bogetto, Hubbard and Meadows.

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted and Lieutenant Governor Kinder, presiding, called the Joint Assembly to order.

The Naval Junior ROTC from the Excelsior Springs Job Corps presented the Colors and the Pledge of Allegiance to the flag was recited.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 032

Alter	Barnitz	Bartle	Bray	Callahan
Cauthorn	Champion	Clemens	Coleman	Crowell
Days	Dougherty	Engler	Gibbons	Goodman
Graham	Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Mayer	Nodler
Purgason	Ridgeway	Scott	Shields	Stouffer
Vogel	Wilson			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 001

Wheeler

VACANCIES: 001

The Chief Clerk of the House called the roll, which showed a majority of the Representatives present:

AYES: 151

Aull	Avery	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 30	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Curls
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark

Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Schlottach	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Baker 25	Bland	Boykins	Cunningham 86	El-Amin
Kratky	Liese	Schneider	Walton	

VACANCIES: 003

The Doorkeeper announced the approach of the Honorable Matt Blunt, Governor of the State of Missouri. The Governor was duly escorted to the House Chamber and the Speaker's dais, where he delivered the following message to the Assembly in Joint Session.

MESSAGE FROM THE GOVERNOR

Lt. Governor Kinder, Mr. President Pro Tem, Mr. Speaker, distinguished state officials, judges of the Supreme Court, members of the General Assembly, reverend clergy, fellow Missourians:

Tonight, I have the privilege of delivering my second state of the state address. Last year's report was difficult news for me to deliver and for Missourians to hear. Missouri's economy was on life support. The budget was more than a billion dollars in the red, a series of government programs were bankrupting the state and tens of millions of dollars in waste were scattered throughout state government.

Tonight I am able to deliver a very different message. Our economy is now creating jobs for Missouri's families. We have moved from a massive budget shortfall to the first surplus in five years. Let me repeat that good news: because of the prudent decisions we made last year, we have balanced the books. We have taken an inherited deficit that exceeded five percent of total state spending and created a small but real surplus. We are sustaining government and investing in priorities without the higher job-killing taxes that the people have rejected time after time. We are saving millions of dollars within state government that can be sent to schools, used to provide healthcare or to improve Missouri's roads, highways and bridges. We have demonstrated that real, positive change can be realized without increased taxes. Tonight, Mr. President, Mr. Speaker, and fellow Missourians, just one year after we began to work together, the state of the state is strong.

Last session we enacted pro jobs, pro growth policies that have made state government a facilitator of job creation, not a free-spending, tax-increasing burden to economic growth. Today, the sun has risen and Missouri's economy is on the move. Jobs are coming back and staying in Missouri. Lawsuit reform and regulatory relief are having their desired effect. 28,000 jobs have been created since January. Our small business men and women are hiring more of their neighbors. The entrepreneurial spirit has been rekindled, and the results are dramatic. On average, we have seen the creation of more than 500 new jobs per week since my address last year.

We made great strides last year to keep doctors in Missouri by passing medical liability reform. Hospitals and doctors' groups report that they now can recruit and retain quality doctors, especially in crucial specialties such as obstetrics and neurosurgery. Lawsuit reform is making a tremendous positive difference for people and communities across Missouri and is improving access to high quality healthcare.

Thank you for passing a tough new anti-meth law to control the sale of key ingredients of methamphetamine. This new law is showing strong results, with a decline of 44 percent in meth incidents in Missouri.

I encourage the Congress to pass Senator Jim Talent's similar legislation at the federal level to better protect Missourians and to help stop the scourge of meth across the country.

As you drive across Missouri you are seeing new construction on virtually all our major highways. When complete, Missouri's Smooth Roads Initiative will deliver a total of 2,200 miles of safer, smoother and improved roads. MoDOT has turned the corner and is earning the trust of Missouri taxpayers because they are eliminating the problems that confronted them in the past and they are now focused on one central mission, "building and maintaining roads." I know they are up to the challenge and tonight, I call upon the State Highways and Transportation Commission and their Director, Pete Rahn, to complete the Smooth Roads Initiative by December 31, 2006 - one year ahead of schedule.

As a product of Missouri's public schools, I am deeply committed to public education. In the past, schools suffered from budget withholdings that were shortsighted and diminished opportunities for young Missourians. I pledged to Missourians that I would deliver consistent increases to our schools and that withholdings would stop. Last year, we fulfilled that promise and delivered 158 million new dollars to public schools, a 4.4 percent increase. We also passed a new funding formula that is based on the needs of Missouri school children rather than the taxing capacity of school districts. At the same time, we ensured that last year's budget provided public colleges and universities with more funding than any budget of the prior administration.

In 2005, we did the most basic things in making a Missouri Family First budget. We set priorities and made choices. We got serious about getting full value for people's hard-earned tax dollars. We found and ended many wasteful practices and created a culture that is committed to efficiency and responsible stewardship. We put children and taxpayers first. We changed course to bring the state's priorities in sync with the people's priorities.

Fiscal responsibility in budgeting works hand in hand with policy changes such as ending lawsuit abuse and establishing the Quality Jobs initiative. Today's deficit spending is tomorrow's job-killing tax hike. Last year we did not allow ourselves to make spending decisions under the false illusion that there is no end to state resources. We cannot dig ourselves into the spending hole that made last year so challenging. However, we can and should invest dollars wisely in order to secure an even brighter future.

The budget I present tonight required much thought and consideration. It lives within the people's means while funding the many important services provided by state government.

Notably, the new budget is balanced without new job-destroying taxes and without borrowing or accounting gimmicks. This is a MISSOURI balanced budget. Spending and revenue are in balance. Last year we ended the policy of spending money that we do not have.

My priorities remain clear. From pre-school to college, the state budget should reflect the number one fiscal priority of state government - "to educate and prepare our children for the 21st century." Last year, Melanie and I were blessed with the birth of our son. We, like all Missourians, want to provide him with every opportunity to achieve the American dream. At a young age, children's minds are eager to learn, and as a state we should look for opportunities to foster that desire for knowledge so that Missouri's students will lead the nation and, more importantly, thrive in the competitive global marketplace.

A key component of my comprehensive childhood education commitment is an increased investment in Parents-As-Teachers. Parents-As-Teachers changes children's lives and ensures that any developmental delays are identified and corrected early, providing a bright future for Missouri children. My new budget provides another \$1,000,000 to Parents-As-Teachers in addition to last year's increase.

I am committed to delivering more taxpayer resources to Missouri schools every year. Last year we increased state aid to education by \$158,000,000. My new budget fully funds the first year of the new school foundation formula and provides a total increase of 167 million new education dollars. Combined, these increases will result in 325 million new dollars for schools delivered by my Administration and this General Assembly.

We should ensure that as many of those new dollars as possible reach the classroom. There has already been a great deal of healthy and beneficial discussion regarding my proposal to deliver at least 65 percent of the education tax dollar to teachers and students, with others defending the current system. I do not believe it is acceptable to lag behind nearly every other state in teacher salaries or for some districts to spend only 52 or 53 cents of each education dollar on student instruction. That is not good stewardship of tax dollars.

I have heard comments and suggestions for adjustments to the education community's definition of what constitutes classroom instruction. The definition is not my own. It belongs to the education establishment, but it is clearly not sufficient. I am open to meaningful discussion on this issue, but the bottom line is that more dollars must be delivered to the classroom.

Learning does not begin in kindergarten nor does it end after high school. Prior to my service as governor, colleges and universities were hit with significant cuts. This year, my budget calls for a \$17,000,000 increase for state colleges and universities, providing them with the resources they need to improve quality and hold back tuition increases.

The A+ program is an additional tool that helps young Missourians stay in school and ensures that advanced learning is a reality for more Missourians. My budget increases state funding for A+ by \$1,800,000, which will allow additional Missouri young people to attend community college and acquire the skills they need to be competitive in today's global economy.

Residential care facilities such as Boys and Girls Town and Edgewood provide the love and support that can dramatically impact troubled children's lives. Last year my budget recommended a \$2,100,000 increase in funding for these care providers. This year, I am pleased to include 2.8 million new state dollars in my budget request for residential care facilities.

Smoking is one of the leading healthcare cost drivers. In Missouri, smoking takes thousands of lives and devastates families. We all pay the costs of smoking through increased insurance premiums, social welfare for smokers and most significantly through the loss of family and friends afflicted with cancer. The tobacco settlement funds have been misused in the past, and I propose that one million of those dollars be spent on smoking prevention and cessation this year.

The spike in gas prices and home heating costs has hit all of our families. Fortunately, common sense policies and regulations in Missouri have resulted in residential utility rates that are the eighth lowest in the nation. However, some seniors and low-income Missourians have been pushed past their financial ability to keep up, and we must respond. In order to help low-income Missourians pay high winter heating bills I ask that \$6,100,000 be dedicated immediately to Missouri's Utilicare program.

This program has never been fully funded and has received no funding since 2001. This crucial funding will provide real assistance to seniors and low-income Missourians. No Missourian should have to choose between heating and eating, between utilities or groceries.

Most seniors and disabled adults would like to remain in their own homes. In-home healthcare is more cost effective, and it allows them to do so. Last year, working together, we increased funding for in-home healthcare services. To continue encouraging home care as an option, this year's budget calls for a \$10,900,000 general revenue increase to improve the quality and availability of in-home healthcare.

Through the ethanol and bio-diesel incentive programs we are encouraging a vital expansion of the economy by producing renewable fuels and reducing America's and Missouri's dependence on the Middle East while providing ready markets for the farmers of the Midwest. My budget calls for full funding of Missouri's bio-diesel and ethanol incentive funds.

I also call upon this General Assembly to pass an “Energy and Green Power Initiative,” to reach beyond full funding for bio-diesel and ethanol incentives. I ask that we give Missouri’s heartland economy a major and lasting boost by requiring that motor fuel sold in Missouri for passenger cars and trucks contain 10 percent ethanol.

This standard will spur even greater economic development in rural Missouri. For all of us, it will provide cleaner air, lower prices and greater independence from Middle East oil supplies. Please stand with me against special interests and for our farmers, consumers, the environment and new energy supplies made right here in Missouri.

As a veteran, I feel a special privilege in leading a state that respects military service and supports those who have worn the uniform. In my budget, I ask that you establish a new state veterans’ cemetery, Missouri’s fifth, at Ft. Leonard Wood.

I also ask that you approve my requested appropriation to strengthen the Veterans’ Ombudsman program which serves men and women who are deployed in defense of our freedom and their families as well as those who have recently returned from deployment.

This night, and everyday as a free nation we are grateful to Missouri’s men and women in arms.

Tonight, we have with us two Missourians who recently returned from active duty. Please join me in recognizing Major Brian K. Tully of Cape Girardeau and Master Sergeant Robert Miller of Tebbetts. Both received the Bronze Star for their service in Iraq.

The state plays a key role in protecting children, families and seniors from criminals. We must do more to support law enforcement professionals on the front lines. Missouri has only four accredited full service crime labs. I ask that this General Assembly appropriate funds to staff and equip an additional state crime lab. This new lab will expedite forensic work, help ensure that case backlogs are not delaying justice, and get dangerous criminals out of our neighborhoods.

Drug courts save the state money. A University of Missouri study demonstrated that the cost per drug court participant is \$5,400 versus the \$14,000 cost the state bears to incarcerate a drug related inmate. Many non-violent drug offenders can be better punished and rehabilitated through drug courts, which is why my budget provides them with a \$2,100,000 increase.

We are striving every day for greater efficiency in your state government. In fact, the budget I am presenting tonight is the first in eight years that requests funding for fewer than 60,000 state employees. That is partly due to better management, but it is also dependent on Missouri’s state employees. They have answered my call to provide more efficient and effective customer service to Missourians while at the same time using fewer resources. They are truly doing more with less. We should reward their good work. An important component of my budget is the inclusion of a four percent pay raise for state employees.

One of government’s most basic responsibilities is to respect and safeguard the rights of the people. Sadly, a recent U.S. Supreme Court decision undermined those very rights.

I was offended by the ruling of the U.S. Supreme Court in the Kelo versus New London case. This ruling allows governments to take private property for the use and profit of private interests. This ruling was wrong. Churches and places of worship across our state that contribute immeasurably to society but generate no tax revenue should not fear the forced sale of their land.

I believe the work of my task force on this issue provides the Legislature with a sound basis for “fixing” the Kelo decision and ensuring that eminent domain abuses in Missouri are forever ended. I look forward to working with you to protect homeowners, farmers and small business men and women all across the state.

I recognize the importance of healthcare to every Missouri family, and I believe we have an obligation to provide assistance to those truly in need of help. Last year, we took important steps to save Medicaid for our neediest citizens and began a process of reform. What few Missourians have heard is that we spent more money on Medicaid last year than we did the year before. If left unchecked the old program would literally bankrupt state government within

a matter of years. Missourians know that simply throwing money at the problem without any other changes would not have solved the problem. Had we not taken action last year, today it would cost taxpayers an additional \$935,000,000 to fund the old program. For those who continue to clamor for a return to the old way I ask that you be candid. Be honest with the people of Missouri and tell them what programs you would cut or what taxes you would raise. Do not pretend that we can spend money in a vacuum with no resulting harm to schools or Missouri taxpayers.

My administration remains committed to providing meaningful assistance to our neediest citizens. Medicaid is an important state program. That is why my budget asks for 275 million additional state dollars to sustain its current commitments. This significant increase will allow us to continue providing healthcare for 16 percent of our fellow citizens. It also means that this important program will receive 29 percent of the entire budget.

Federally Qualified Health Centers and Community Health Centers combine federal, state and community resources with personal responsibility to expand access to healthcare. My budget provides an additional \$700,000 for the funding of new community health centers which will benefit tens of thousands of Missourians.

I also believe that technology and innovation are essential to improve the delivery of healthcare for all Missourians. That is why I am creating a Healthcare Information Technology Task Force to recommend ways to harness technology to make better care decisions for patients, which will lead to better results at reduced costs.

We must prepare now for the healthcare challenges of tomorrow. We should create a Healthcare Technology Fund to ensure that the basic technology that is pervasive throughout society is a part of the improved delivery of healthcare services to Missourians. This funding will involve multi-year projects that will explore new and innovative ways that technology can improve the delivery of care, reduce administrative burdens and eliminate waste and fraud. Programs funded with this money will emphasize personal responsibility and health literacy, and create a structure to help Missourians make informed healthcare decisions. The overarching goal is to improve the health status of all Missourians. The results will lead to a healthier state and a more efficient healthcare delivery system. That is why my budget provides 25 million new state dollars for a new Healthcare Technology Fund.

I commend the work of the legislative commission led by Senator Charlie Shields in outlining a structure for a new healthcare program that will improve the delivery and quality of healthcare in Missouri. We must also continue the successful work that has been done to improve efficiency, eliminate waste and track down and prosecute those who defraud the medical safety net.

Fraud, whether by dishonest providers or ineligible recipients, comes at the direct expense of people who truly cannot provide for themselves. In the past, we had a lackadaisical approach to fraud. Rooting it out was not a priority, but since January 2005, it has been one of my chief objectives. Since I assumed office, \$138,000,000 of Medicaid waste and fraud has been identified and corrected.

Missourians by their nature are generous and compassionate to those in need. We must work together to create a new and better healthcare system in this state. This new program should contain many elements, such as additional incentives for employers who provide insurance to their employees, tax incentives for those who purchase their own medical, long term care and in-home health insurance, buying pools for small businesses and individuals to increase their purchasing power, all as part of an aggressive effort to reduce the number of uninsured Missourians.

We also must join together to bring greater transparency to our healthcare delivery system. We must arm Missourians with knowledge through increased access to information regarding the quality and cost of healthcare services. This vital information will allow Missourians to make informed healthcare decisions, and it will drive costs out of the system.

No state has found a “silver bullet” for the delivery of healthcare, and no state has the perfect program. All states are struggling with how to pay the mounting bills. But Missouri is being viewed as a national leader because of our commitment to innovative solutions for low-income healthcare and for the comprehensive and complete reworking of our program in an attempt to provide temporary help for Missourians during their time of need. Let us work together to create a healthcare system that offers assurance to our seniors, comfort to our families and hope to our children.

We also must pay particularly close attention to healthcare for our seniors. We all know the federal government has created a prescription drug benefit for them and I encourage all Missouri seniors to sign up for this important new assistance. I look forward to working with all of you to ensure that the state funded MissouriRx program is a robust supplement to the federal benefit.

I commend your action last year to make Missouri a leader in protecting our children from predatory criminals. Tonight, I propose a new series of crime measures to further protect the safety of our children. First, I propose that Missouri enact a version of Jessica's Law, to impose a life sentence for sex crimes against children with a minimum of 25 years served in prison. These predators would then be under lifetime supervision after they complete their time behind bars.

We need to face facts. We have had little success at changing the behavior of child sex offenders. Too many children have been permanently scarred for us not to take action to appropriately punish these evil criminals. We need to lock sexual predators up for a very long time and monitor them for the rest of their lives.

The Internet has opened a new avenue for dangerous criminals. I am proposing a mandatory minimum sentence for Internet sex offenders who entice young children, and I am asking you to require the posting of their pictures on the Internet. Even if the "child" they think they are enticing is actually a law enforcement officer, these sexual predators must be punished.

In addition to protecting our children, Missouri must also maintain commitments to our seniors. Tonight, I urge this body to pass stronger penalties for those who commit violent crimes or fraud against senior citizens.

We are living in an age in which we must always be prepared to respond to man-made and natural disasters. Just last month the Taum Sauk reservoir burst releasing 1.3 billion gallons of water into Johnson Shut-Ins state park, injuring park superintendent Jerry Toops and his family. Please join me in recognizing the Toops family, who are with us tonight.

I am happy to report that Jerry, Lisa and their children, Tanner, Tara and Tucker have all recovered and are doing well. The prayers of many Missourians including my own were answered, and we are so pleased to have them here tonight. The faith they have demonstrated is truly inspiring. The reservoir that was breached was under federal jurisdiction and, while Missouri had no authority to inspect the dam, we will insist that AmerenUE fully compensate those affected and provide 100 percent reimbursement to the state.

Working together we have solved many of the problems we faced in January 2005. Although we must work diligently on the budget before us, we have contained the raging blaze kindled by past over-spending and deficit budgeting.

None of the new investments that I have proposed here tonight would be possible had we not acted last year to improve our jobs climate and control unsustainable spending. Increased funding for schools, the strengthening of the safety net and holding the line on taxes depend upon responsible budgeting decisions.

Our record is clear. We promised a balanced budget without accounting tricks or tax increases. We have turned an over one billion dollar shortfall into a surplus, and we will build a brighter future for all Missourians on a solid financial foundation.

We promised to re-fire the economic engine of opportunity, and we have created a jobs environment which has resulted in 28,000 more Missourians achieving the dignity and independence a paycheck provides.

We promised to develop a better way to fund schools and to make the teaching of young people our first priority. The new student need-based funding formula is now the law, and I have recommended that we fully fund it.

We promised better stewardship and to fight waste and fraud. Millions of taxpayer dollars have been saved, and we will continue our ongoing efforts to achieve greater efficiency.

It may not be normal in politics, but what we have promised is what we have delivered.

As we tackle other tough issues ahead we should keep in mind the words of the Bible that “to whomever much is given, much will be required.” We have been blessed as a people, as Americans and as Missourians. We have a moral obligation to set very high expectations for the future.

Every Missourian should be able to achieve their full potential, be blessed with financial security and be comforted knowing that we will keep our commitments and work together to build the Missouri of our dreams.

Thank you. May God bless you and may God continue to bless the great state of Missouri.

The Joint Session was dissolved by Senator Shields.

Speaker Jetton resumed the Chair.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1325, introduced by Representatives Cooper (155), Jones, Schad, Pollock and Self, relating to circuit courts.

HB 1326, introduced by Representatives Aull, McGhee, Burnett and Johnson (90), relating to the establishment of elementary and secondary schools.

HB 1327, introduced by Representatives Schaaf, Page, Meadows, Threlkeld, Wildberger, Sater, Cooper (155) and Portwood, relating to any willing providers for health insurance.

HB 1328, introduced by Representatives Schaaf and Page, relating to use of lasers and pulse light sources.

HB 1329, introduced by Representatives Dougherty, Burnett, Salva and Henke, relating to unlawful credit card practices.

HB 1330, introduced by Representatives Baker (25), Johnson (61), Roorda, Donnelly, Darrough, Vogt, Fraser, Burnett, Haywood, Schoemehl, Bowman, Wildberger, Jones, Tilley, Shoemyer, Kraus, Hughes, Weter, Parson, McGhee, Deeken, Bogetto, Salva, Wright-Jones, Parker and Lowe (44), relating to the criminal justice system.

HB 1331, introduced by Representatives Baker (25), Kuessner, Oxford, Meadows, Wood, Flook, Witte, Yaeger, Darrough, Jones, Swinger, Wallace, Bean, Curls, Roorda, Aull, Rucker, Hubbard, Wright-Jones, Skaggs, Shoemyer, Schoemehl, Kraus, Weter, Nolte, Parson, McGhee, Deeken, Bogetto, Baker (123), LeVota and Smith (14), relating to a no-mail list for businesses.

HB 1332, introduced by Representatives Baker (25), Roorda, Johnson (61), Fraser, Lampe, Zweifel, Meadows, Swinger, Threlkeld, Moore, Sater, Page, Jones, Wallace, Aull, Wood, Schaaf, Bean, Witte, Low (39), Wright-Jones, Skaggs, Shoemyer, Hughes, Schoemehl, Kraus, Weter, McGhee, Deeken, Bogetto and Cooper (155), relating to the Missouri surgeon general.

HB 1333, introduced by Representatives Black, Myers, St. Onge, Nance, Wagner, Swinger, Bean, Skaggs, Young, Wright (159) and Rector, relating to drainage districts.

HB 1334, introduced by Representatives Dougherty, Burnett, Low (39), Salva, Henke, LeVota, Young, Swinger, Skaggs and Meiners, relating to Medicaid benefits.

HB 1335, introduced by Representative Lembke, relating to the department of revenue.

HB 1336, introduced by Representatives Henke, Whorton, Skaggs, Walsh, Schoemehl, Kuessner, Zweifel, Witte, Shoemyer, Harris (23) and LeVota, relating to license fee revenue.

HB 1337, introduced by Representative Schaaf, relating to school bus driver endorsements.

HB 1338, introduced by Representatives St. Onge, Threlkeld, Villa, Munzlinger, Black, Yaeger, Bivins and Fraser, relating to multimodal transportation capital improvement bonds.

HB 1339, introduced by Representatives Wood, Kratky, Ruestman, Smith (150), Stevenson and McGhee, relating to real estate brokers.

HB 1340, introduced by Representatives Schlottach, Denison, Threlkeld and St. Onge, relating to the enforcement of certain federal or state orders prohibiting the operation of commercial motor vehicles.

HB 1341, introduced by Representatives Oxford, Young, Harris (110) and Roorda, relating to actions for money damages for conduct or speech at public hearings or meetings.

HB 1342, introduced by Representatives Oxford, Chappelle-Nadal, Bowman and Daus, relating to the taxicab industry.

HB 1343, introduced by Representatives Munzlinger, Behnen and Myers, relating to provision of local circuit court facilities at Canton in Lewis County.

HB 1344, introduced by Representatives Villa, Wildberger and Bruns, relating to the firefighter's retirement and relief system.

HB 1345, introduced by Representatives Nance, Myers and Whorton, relating to small claims actions.

HB 1346, introduced by Representatives Myers, Nance, Wildberger, Loehner and Swinger, relating to the qualified investor incentive tax credit.

HB 1347, introduced by Representatives Myers, Sander, Dusenberg, Wildberger and Whorton, relating to course requirements at state institutions of higher education.

HB 1348, introduced by Representative Bruns, relating to volunteer firefighter job protection act.

HB 1349, introduced by Representatives Loehner, Wallace, Myers, Munzlinger, Threlkeld, Parson, Witte, Dethrow, Black, Jones, Donnelly, Whorton, Shoemyer, Henke, May, Fisher, Day, Harris (110), Sutherland, Self, Quinn, Behnen and Schad, relating to the family farms act.

HB 1350, introduced by Representative Bruns, to authorize the conveyance of certain state properties.

HB 1351, introduced by Representatives Wilson (130), Ruestman, Fisher, Brown (30), Ervin, Bruns, Yates, Day, Emery, Schaaf, Dixon, Wilson (119), Munzlinger, Bivins, Black, Moore, Behnen, McGhee, Sutherland, Dusenberg, Sander and Stevenson, relating to estate taxes.

HB 1352, introduced by Representative Pratt, relating to cardiac automated external defibrillators in schools.

HB 1353, introduced by Representative Pratt, relating to sovereign immunity.

HB 1354, introduced by Representatives Sutherland, Zweifel, Lembke, Corcoran, Yates, Phillips, Brown (30), Weter, Fisher, Ervin, Storch, Smith (14), Dougherty, Kraus, Smith (118), Threlkeld, Dusenberg, Wilson (119), Sater, Nolte, Behnen, Whorton, Bruns, Hobbs, Meadows, Wildberger, Ruestman, Walton, Nance, Dethrow, Harris (110), Flook, Fraser, Nieves and Brown (50), relating to the senior citizens' homestead tax relief act.

HB 1355, introduced by Representatives Johnson (47), Donnelly, Guest, Young and Low (39), relating to elections.

HB 1356, introduced by Representatives Johnson (47) and Kraus, relating to police retirement system.

HB 1357, introduced by Representatives Johnson (47) and Kraus, relating to police retirement systems.

HB 1358, introduced by Representatives Portwood, Lembke, Yaeger, Roorda, Avery, May, Bean, Muschany, Wright (137), Sater, Wildberger, Schaaf, Wilson (119), Wright (159) and Curls, relating to the designation of hepatitis awareness day.

COMMITTEE CHANGE

The Speaker submitted the following Committee change:

Representative Todd Smith has been appointed a member of the Joint Committee on Administrative Rules.

COMMUNICATION

January 11, 2006

Mr. Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

RE: Possible Personal Interest in Legislation

Dear Mr. Davis:

Pursuant to Section 105.461, RSMo, I am hereby filing a written report of a possible personal interest in legislation that may be voted on during this legislative session. I have invested in an agriculture value-added cooperative in which I may be eligible to receive new generation cooperative incentive tax credits or loan guarantees. I do not have more than a ten percent interest in the cooperative.

In compliance with Section 105.461, please publish this letter in the Journal of the House.

I thank you for your attention to this matter.

Sincerely yours,

/s/ Terry L. Witte
State Representative
District 10

The following member's presence was noted: Bland.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, January 12, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Amber H. Boykins, District 60, hereby state and affirm that my vote as recorded on the quorum call in the House Journal for Wednesday, January 11, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 11th day of January 2006.

/s/ Amber Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 11th day of January in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jane Cunningham, District 86, hereby state and affirm that my vote as recorded on the quorum call in the House Journal for Wednesday, January 11, 2006 showing that I voted “absent with leave” was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted “aye”. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 11th day of January 2006.

/s/ Jane Cunningham
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 11th day of January in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

ADMINISTRATION AND ACCOUNTS

Thursday, January 12, 2006, 9:15 a.m. Hearing Room 7.
House Policies. Executive session may follow.
Public hearings to be held on: HR 68, HR 3

APPROPRIATIONS - EDUCATION

Tuesday, January 17, 2006, 10:30 a.m. Hearing Room 1.
Public testimony.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, January 18, 2006, Hearing Room 5 upon morning adjournment.
Organizational meeting thirty minutes after morning adjournment.
Testimony from MoDOT. Executive session to follow.

HOUSE CALENDAR

SIXTH DAY, THURSDAY, JANUARY 12, 2006

HOUSE BILLS FOR SECOND READING

HB 1325 through HB 1358

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HB 1015 - Icet

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTH DAY, THURSDAY, JANUARY 12, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

“Sun and moon, bless the Lord.
Stars of heaven, bless the Lord...
Let the earth bless the Lord.
Praise and exalt him above all forever.”
(Daniel, Chapter 3)

We praise You, Almighty God, for this beautiful day. For the fourth day of this week, we gather in service to the people of Missouri. As we study and discuss the issues, may we be concerned not only for the well being of the people in our districts but also for the well being of the entire State.

May our vision as representatives of the people extend beyond material things and encompass the values of justice, equity, fairness and truth.

In this moment of prayer, may each of us invite You to be our Companion and Consultant throughout the work of this Session.

We pray to You who are our God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fifth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 122	-	Representative Zweifel
House Resolution No. 123	-	Representative Fares
House Resolution No. 124		
and		
House Resolution No. 125	-	Representative Dethrow
House Resolution No. 126	-	Representative Darrough
House Resolution No. 127	-	Representative Jackson
House Resolution No. 128	-	Representative Baker (123)
House Resolution No. 129	-	Representative Kuessner
House Resolution No. 130	-	Representative Smith (14)

House Resolution No. 131 - Representative Flook
 House Resolution No. 132 - Representative Munzlinger
 House Resolution No. 133 - Representative Baker (123)

SECOND READING OF HOUSE BILLS

HB 1325 through **HB 1358** were read the second time.

PERFECTION OF HOUSE BILL - APPROPRIATIONS

HB 1015, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HB 1015** was ordered perfected and printed.

SUPPLEMENTAL CALENDAR

JANUARY 12, 2006

HOUSE BILL FOR THIRD READING - APPROPRIATIONS

HB 1015 - Icet

THIRD READING OF HOUSE BILL - APPROPRIATIONS

HB 1015, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HB 1015** was read the third time and passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 30	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Richard

Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Schaaf
Schad	Schlottach	Schoemehl	Self	Shoemyer
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Cooper 158	Kratky	Liese	Meadows	Parker
Rector	Sater	Schneider	Silvey	Walton

VACANCIES: 003

Speaker Jetton declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 28 - Veterans
HJR 32 - Insurance Policy
HJR 33 - Ways and Means
HJR 34 - Elections
HJR 35 - Ways and Means
HJR 36 - Veterans
HJR 39 - Children and Families

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 973 - Health Care Policy
HB 974 - Children and Families
HB 975 - Transportation
HB 976 - Transportation
HB 977 - Elections
HB 978 - Veterans
HB 979 - Elementary and Secondary Education
HB 980 - Transportation
HB 981 - Transportation
HB 982 - Professional Registration and Licensing
HB 983 - Veterans

HB 984 - Veterans
HB 985 - Small Business
HB 987 - Professional Registration and Licensing
HB 989 - Judiciary
HB 990 - Judiciary
HB 991 - Financial Institutions
HB 992 - Transportation
HB 994 - Transportation
HB 995 - Crime Prevention and Public Safety
HB 996 - Crime Prevention and Public Safety
HB 997 - Crime Prevention and Public Safety
HB 998 - Corrections and Public Institutions
HB 1026 - Crime Prevention and Public Safety
HB 1027 - Agriculture Policy
HB 1028 - Local Government
HB 1030 - Local Government
HB 1031 - Crime Prevention and Public Safety
HB 1032 - Special Committee on General Laws
HB 1033 - Local Government
HB 1034 - Agriculture Policy
HB 1035 - Transportation
HB 1036 - Elementary and Secondary Education
HB 1037 - Conservation and Natural Resources
HB 1038 - Professional Registration and Licensing
HB 1039 - Crime Prevention and Public Safety
HB 1040 - Transportation
HB 1041 - Professional Registration and Licensing
HB 1043 - Transportation
HB 1047 - Professional Registration and Licensing
HB 1048 - Transportation
HB 1049 - Crime Prevention and Public Safety
HB 1050 - Transportation
HB 1051 - Children and Families
HB 1052 - Children and Families
HB 1053 - Judiciary
HB 1057 - Job Creation and Economic Development
HB 1058 - Elementary and Secondary Education
HB 1059 - Elementary and Secondary Education
HB 1060 - Higher Education
HB 1061 - Small Business
HB 1062 - Elementary and Secondary Education
HB 1063 - Ways and Means
HB 1065 - Corrections and Public Institutions
HB 1066 - Judiciary
HB 1067 - Judiciary
HB 1069 - Utilities
HB 1070 - Local Government

HB 1071 - Children and Families
HB 1072 - Ways and Means
HB 1073 - Ways and Means
HB 1078 - Veterans
HB 1086 - Job Creation and Economic Development
HB 1097 - Retirement
HB 1101 - Insurance Policy
HB 1102 - Professional Registration and Licensing
HB 1175 - Elementary and Secondary Education
HB 1236 - Crime Prevention and Public Safety
HB 1269 - Professional Registration and Licensing
HB 1270 - Agriculture Policy
HB 1344 - Retirement

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1359, introduced by Representatives Dethrow, Wilson (119), Richard, Sater, Daus, Kingery, Munzlinger, Moore, Swinger, Bivins, May, Hobbs, Sutherland, Wells, Brown (30), Smith (150), Dempsey and Sander, relating to an income tax deduction for long-term care insurance premiums.

HB 1360, introduced by Representatives Denison, Cunningham (145), McGhee, Schlottach, Chinn and Henke, relating to motor vehicles.

HB 1361, introduced by Representative Fares, relating to a public safety sales tax for municipalities.

HB 1362, introduced by Representative Cooper (158), relating to sex offenders.

HB 1363, introduced by Representative Cooper (158), relating to eminent domain.

HB 1364, introduced by Representative Cunningham (86), relating to the joint committee on transportation oversight.

HB 1365, introduced by Representatives Shoemyer, Henke, Swinger, Harris (110), Witte, Robinson, Kuessner, Bringer, Baker (25) and Whorton, relating to the Missouri development finance board.

HB 1366, introduced by Representatives Robinson, Roorda, Dougherty, Wildberger, Rucker, Kuessner, Witte and Tilley, relating to volunteer fire protection associations.

HB 1367, introduced by Representatives Hobbs, Richard, Wilson (130), Weter, Day, Stevenson, Myers, Ervin, Black, Bean, Bruns, Smith (150), Ruestman, Munzlinger, Sater, Pollock, Robb, Behnen, Faith, Phillips, Sander, Pearce, Wasson, Franz, Hoskins, Hubbard, Young, Lowe (44), Walsh, Bowman, Baker (123) and Quinn, relating to state purchasing and printing.

HB 1368, introduced by Representatives Cooper (120) and Sutherland, relating to sales and use taxes.

HB 1369, introduced by Representatives Myers, Richard, Black, Munzlinger, Swinger, Sander, Nance, Moore, Wright (159), Dusenberg, Hobbs, Day, Bivins, Chinn, Behnen, Jones, Schad, Smith (150) and Loehner, relating to biodiesel fuel.

HB 1370, introduced by Representatives Skaggs, Spreng, Swinger, Witte, Kuessner, Wagner, Storch, Jolly, Lowe (44), Low (39) and LeVota, relating to driver's licenses.

HB 1371, introduced by Representatives Meadows, George, Harris (23), Whorton, Wildberger, Jolly, Yaeger, Lampe and Roorda, relating to the Missouri worker's freedom act.

HB 1372, introduced by Representatives Skaggs and Baker (123), relating to state buildings.

HB 1373, introduced by Representative Young, relating to deer hunting.

HB 1374, introduced by Representatives Munzlinger, Pollock, Whorton, Aull, Smith (118), Sater, Hobbs, Stevenson, Dethrow, Wilson (119), Cunningham (145), Hunter, McGhee, Day, Tilley, Behnen, Sander, Nance, Brown (30), Jones, Dempsey, Chinn, Kuessner, Witte, Swinger, Henke, Dougherty and Darrough, relating to recreational use of land.

HB 1375, introduced by Representatives Munzlinger, Jones, Parson, Schad, Loehner, Wood, Darrough, Bringer and Pollock, relating to the defensive use of force.

HB 1376, introduced by Representatives Myers and Wildberger, relating to tax credits for adopting special needs children.

HB 1377, introduced by Representatives St. Onge, Yaeger, Smith (14), Bivins, Flook, Roorda and Schaaf, relating to seat belts.

HB 1378, introduced by Representatives St. Onge, Yaeger, Smith (14), Wilson (119), Young, Dusenberg, McGhee, Meadows, Black and Jackson, relating to travel safe zones.

HB 1379, introduced by Representatives St. Onge, Yaeger, Smith (14), Wilson (119), Bivins, Munzlinger, Kuessner, Young, McGhee, Meadows and Black, relating to highway work lane safety.

HB 1380, introduced by Representatives St. Onge, Yaeger, Threlkeld, Whorton, Bivins, Dougherty, Wright-Jones, Kuessner, McGhee and Black, relating to the Missouri public-private partnerships transportation act.

HB 1381, introduced by Representatives Brown (30), Johnson (47), Burnett, Salva, Brown (50), Jolly, Nolte, Silvey, Bland, Kraus, Young, Baker (123), Low (39), Dougherty, Curls, Skaggs, Hughes, Yates, Dusenberg, Lowe (44), Pratt, LeVota, Flook, Meiners, Rector, Ervin, Smith (150), Phillips, Bearden, Dixon, Bruns, May, Lipke, Wasson, Donnelly and Cooper (158), relating to Kansas City police officers.

HB 1382, introduced by Representatives Brown (30), Jackson, Dusenberg, Fisher, Nieves, Day, May, Myers, Avery, Bearden, Black, Johnson (90), Witte, Burnett, Storch, Kuessner, Darrough,

Wildberger, Roorda, Wells, Parson, Bowman, Schaaf, Dempsey, Wright (159), Cooper (120), Behnen and Kraus, relating to special license plates for military personnel.

HB 1383, introduced by Representative Roark, relating to contracts for private design or construction work.

HB 1384, introduced by Representatives Lowe (44), Hughes, Daus, Curls, Walsh, Low (39), Storch, LeVota, Witte, Burnett, Corcoran, Vogt, Salva, Donnelly, Baker (25), Harris (110), Wildberger, Harris (23), Hobbs, Young, Parker, Darrough, Oxford and Shoemyer, relating to renewable energy resources.

HB 1385, introduced by Representative Yates, relating to the career and teacher excellence plan.

HB 1386, introduced by Representatives Dusenberg, Pratt, Sater, Bivins, Moore, May, McGhee, Storch, Fisher, Meadows, Darrough and Wildberger, relating to license plates.

HB 1387, introduced by Representatives Dusenberg, Pratt, Jones, Yates, Emery, Hobbs, Cooper (155), Brown (30), Kraus, Wright (159), Sutherland, Bearden, Fisher, Munzlinger, Sater, Richard, Wilson (119), Meadows, Wildberger, Whorton, Baker (123), Darrough, Bivins, McGhee, Moore and Quinn, relating to the gaming commission.

HB 1388, introduced by Representatives Baker (25), Page, Storch, Yaeger, Darrough, LeVota, Bland, Lampe, Witte, Corcoran, Whorton, Oxford, Wildberger, Skaggs, Low (39), Meadows, Schoemehl and Moore, relating to the Missouri health profession shortage planning commission.

HB 1389, introduced by Representatives Cooper (155), Schaaf, Page, Portwood, Rupp, Flook, Bringer, Donnelly and Threlkeld, relating to the state legal expense fund.

HB 1390, introduced by Representatives Bivins, Smith (14), Wildberger, Whorton and Moore, relating to the board of directors of an ambulance district.

HB 1391, introduced by Representatives Denison, Sater, Flook, Skaggs, LeVota, Viebrock, Schlottach, Threlkeld, Pratt, Johnson (47), Weter, Corcoran, Brown (30), Faith, Fares, Wilson (130), Low (39), Bland and Brown (50), relating to the use of safety belts.

HB 1392, introduced by Representative Behnen, relating to dental hygienist.

HB 1393, introduced by Representatives Behnen, Wagner and Lipke, relating to secondary employment for the members of the Missouri state highway patrol.

HB 1394, introduced by Representatives Salva, Pratt, Yates, Dusenberg, Bruns, Deeken and Wildberger, relating to child support payments and records.

HB 1395, introduced by Representatives Salva, Yates, Dusenberg, Bruns, Deeken and Wildberger, relating to uninsured motorists.

HB 1396, introduced by Representatives Ervin, Day, Munzlinger, Phillips, Kraus, Darrough, Lembke, Bivins, Meadows, Wilson (119), Sater, Dougherty, Whorton, Hobbs, Moore, Dusenber and Behnen, relating to Disabled American Veteran special license plates.

HB 1397, introduced by Representatives Pratt and Pearce, relating to computer spyware.

HB 1398, introduced by Representatives Pearce, Witte, Fisher, Weter, Whorton, Smith (118), Meadows, Munzlinger, Smith (14), Sander, Richard, Wilson (119), McGhee, Wildberger, Darrough, Bivins, Hobbs, Moore and Brown (50), relating to the members of the military and their families.

HB 1399, introduced by Representatives Stevenson, Ruestman, Fisher, Moore, Smith (118), Bivins, Lembke, Whorton, Meiners and Wilson (119), relating to the release of a decedent's information.

HB 1400, introduced by Representatives Stevenson, Ruestman, Fisher, Moore, Smith (118), Bivins, Whorton, Meiners, Wilson (119) and Cunningham (86), relating to child adoption.

The following members' presence was noted: Cooper (158), Parker, Rector and Sater.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 4:00 p.m., Tuesday, January 17, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Wednesday, January 18, 2006, 7:00 p.m. Senate Lounge.

Presentation by Rex Ricketts University of Missouri.

FFA and 4-H state officers will be present.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 18, 2006, 8:00 a.m. Hearing Room 4.

Organizational meeting. Presentations by the Departments of Agriculture, Natural Resources and Conservation. Hearing will continue at 2:45 p.m. if necessary.

APPROPRIATIONS - EDUCATION

Tuesday, January 17, 2006, 10:30 a.m. Hearing Room 1.

Public testimony.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 18, 2006, 2:45 p.m. Hearing Room 7.

Organizational meeting.

Review budget of Public Defender.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, January 18, 2006, 2:45 p.m. Hearing Room 3.

Presentation and overview from the Department of Social Services.

Committee will hear public testimony and discuss organizational issues. AMENDED

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, January 18, 2006, Hearing Room 5 upon morning adjournment.

Organizational meeting thirty minutes after morning adjournment.

Testimony from MoDOT. Executive session to follow.

RETIREMENT

Wednesday, January 18, 2006, 6:00 p.m. MOSERS Office Building.

Informational purposes and tour of facility.

HOUSE CALENDAR

SEVENTH DAY, TUESDAY, JANUARY 17, 2006

HOUSE BILLS FOR SECOND READING

HB 1359 through HB 1400

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SEVENTH DAY, TUESDAY, JANUARY 17, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

Thank You, O Lord, for the holiday on Monday, as we observed Dr. Martin Luther King's birthday. We thank You for raising him up to challenge the conscience of our nation. We thank You for the growth of our culture in the areas of civil rights for all our citizens, and for the growth toward racial equality that we have seen over the last forty years.

You know, O Lord, that many of us were raised to be prejudiced against people with a different color of skin or a different religion or culture. You have spoken to us through many wise teachers and leaders, encouraging us to let go of all prejudice based on race, color or creed. We thank You for the progress we have made in our own hearts.

You, O God, are Father of all. We are brothers and sisters in the one human family. Continue to bless us in letting go of all attitudes and feelings of prejudice and racism, so that our service to the people of our State may be clean and just and worthy of You.

We pray to You, our God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Leah Marie Pratt.

The Journal of the sixth day was approved as printed by the following vote:

AYES: 151

Aull	Avery	Baker 25	Bean	Bearden
Bivins	Black	Bland	Bogetto	Bringer
Brown 30	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61

Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sater	Schaaf	Schad
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Baker 123	Behnen	Bowman	Boykins	Brooks
Liese	Rupp	Sander	Stevenson	

VACANCIES: 003

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 134	-	Representative Liese
House Resolution No. 135	-	Representatives Baker (123) and Rector
House Resolution No. 136		
and		
House Resolution No. 137	-	Representative Ruestman
House Resolution No. 138	-	Representative Ervin
House Resolution No. 139	-	Representative Casey
House Resolution No. 140	-	Representative Villa
House Resolution No. 141		
and		
House Resolution No. 142	-	Representative Jetton
House Resolution No. 143	-	Representative Portwood
House Resolution No. 144	-	Representative Dougherty
House Resolution No. 145	-	Representative Haywood
House Resolution No. 146	-	Representative Wildberger
House Resolution No. 147	-	Representative Schaaf
House Resolution No. 148	-	Representative Henke
House Resolution No. 149	-	Representative Munzlinger
House Resolution No. 150	-	Representative Johnson (61)

House Resolution No. 151
and
House Resolution No. 152 - Representative Dempsey
House Resolution No. 153 - Representative Schoemehl
House Resolution No. 154 - Representative Fraser
House Resolution No. 155 - Representative Robb
House Resolution No. 156 - Representative Hunter
House Resolution No. 157 - Representative Wright (159)
House Resolution No. 158 - Representative Munzlinger

HOUSE CONCURRENT RESOLUTIONS

Representative Zweifel, et al., offered House Concurrent Resolution No. 10.
Representative Zweifel, et al., offered House Concurrent Resolution No. 11.

SECOND READING OF HOUSE BILLS

HB 1359 through **HB 1400** were read the second time.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 43, introduced by Representatives Dethrow, Ervin, Wood, Wallace, Sater, Wilson (119), Munzlinger, Sander, Dusenberg, Swinger and Meadows, relating to bird, fish, game, wildlife, or forestry resources.

HJR 44, introduced by Representatives Whorton, Jackson, Fisher, Kuessner, Day, Schaaf, Corcoran, Harris (110), Threlkeld, Wilson (119), Meadows, Moore, Wright-Jones and Lampe, relating to exemption of certain personal property for active duty military personnel.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1401, introduced by Representatives Sater, Phillips, Flook, Bivins, Page, Dusenberg, Fisher, Wright (159), Lipke, Smith (118), Meiners, Sander, Wood, Meadows, Wilson (119), Whorton and Hobbs, relating to whistle-blower protections for the reporting of Medicaid fraud.

HB 1402, introduced by Representative Wright (137), relating to college athletics.

HB 1403, introduced by Representative Schaaf, relating to license plates.

HB 1404, introduced by Representative Liese, relating to disclosure of human immunodeficiency virus status.

HB 1405, introduced by Representatives Zweifel, Corcoran, Harris (23), Meadows, Threlkeld, LeVota, Kuessner, Oxford and Roorda, relating to campaign finance regulations for certain general assembly leadership offices.

HB 1406, introduced by Representatives Zweifel, Corcoran, Harris (23), Baker (25), Meiners, Roorda, Oxford, Kuessner, Harris (110), LeVota and Meadows, relating to the public assistance beneficiary employer disclosure act.

HB 1407, introduced by Representatives Zweifel, Meadows, Oxford, Roorda and Whorton, relating to securities protection for senior citizens.

HB 1408, introduced by Representatives Darrough, Zweifel, Chappelle-Nadal, Walsh, Baker (25), Dougherty, Yaeger, Lampe, Meadows, Brown (50), Spreng, Harris (110), Wildberger and Young, relating to rebates.

HB 1409, introduced by Representatives Darrough, Corcoran, Hobbs, Threlkeld, Walsh, Sater, Yaeger, Lampe, Meadows, Harris (110), Brown (50), Wildberger, Moore and Young, relating to school uniforms.

HB 1410, introduced by Representatives Darrough, Corcoran, Zweifel, Skaggs, Schoemehl, Wright-Jones, Brown (50), Harris (23), LeVota, Spreng, George and Viebrock, relating to a motor fuel tax exemption for school districts.

HB 1411, introduced by Representatives Smith (150), Wood and Kratky, relating to real estate brokers.

HB 1412, introduced by Representative Portwood, relating to duties of the board of police commissioners.

HB 1413, introduced by Representatives LeVota, Harris (23), Roorda, McGhee, Wildberger, Baker (25), Shoemyer, Low (39), Skaggs, Johnson (61), Wright-Jones, Johnson (47), Darrough, Henke and Bland, relating to the fairness for Missouri business act.

HB 1414, introduced by Representative LeVota, relating to automobile insurance.

HB 1415, introduced by Representatives Nance, Yates, Wright (159), Nolte, Cooper (120), Day and Moore, relating to state liability for certain tort claims.

HB 1416, introduced by Representatives Munzlinger, Myers, Deeken, Kelly, Moore, Schad, Wright (159) and Loehner, relating to ethanol blend fuel.

HB 1417, introduced by Representatives LeVota, Wildberger, Bowman, Oxford, Lampe and Baker (25), relating to the healthy drinks for healthy children act.

HB 1418, introduced by Representatives LeVota, Wildberger, Bowman, Oxford and Roorda, relating to campaign contributions and reporting.

HB 1419, introduced by Representative Cooper (120), relating to gambling.

COMMITTEE CHANGE

The Speaker submitted the following Committee change:

Representative Robb has been appointed Vice-Chair of the Budget Committee.

The following member's presence was noted: Bowman.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, January 18, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Wednesday, January 18, 2006, 7:00 p.m. Senate Lounge.

Presentation by Rex Ricketts University of Missouri.

FFA and 4-H state officers will be present.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 18, 2006, 8:00 a.m. Hearing Room 4.

Organizational meeting. Presentations by the Departments of Agriculture, Natural Resources and Conservation. Hearing will continue at 2:45 p.m. if necessary.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 18, 2006, 2:45 p.m. Hearing Room 7.

Organizational meeting. Review budget of Public Defender.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, January 18, 2006, 2:45 p.m. Hearing Room 3.

Committee will hear public testimony and discuss organizational issues. AMENDED

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 24, 2006, 8:00 a.m. Hearing Room 6.

Public testimony will be taken for Public Safety and Corrections.

Committee may reconvene at 2:45 p.m.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, January 18, 2006, Hearing Room 5 upon morning adjournment.

Organizational meeting thirty minutes after morning adjournment.

Testimony from MoDOT. Executive session to follow.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, January 18, 2006, 8:00 a.m. Hearing Room 3.

Information meeting for House Elementary/Secondary Education Committee;
House Appropriations-Education Committee; Senate Education Committee.

LOCAL GOVERNMENT

Thursday, January 19, 2006, 8:00 a.m. Hearing Room 6.

Public hearing to be held on: HB 1070

RETIREMENT

Wednesday, January 18, 2006, 6:00 p.m. MOSERS Office Building.

Informational purposes and tour of facility.

VETERANS

Tuesday, January 24, 2006, 5:30 p.m. Senate Lounge.

Joint meeting of the House Veterans Committee and the Senate Pensions,
Veterans Affairs and General Laws Committee.

HOUSE CALENDAR

EIGHTH DAY, WEDNESDAY, JANUARY 18, 2006

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 43 and HJR 44

HOUSE BILLS FOR SECOND READING

HB 1401 through HB 1419

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

EIGHTH DAY, WEDNESDAY, JANUARY 18, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, You are our Help and our Shield, You are the Glory and the Lifter of our heads. You are forever mindful of us.

Many may seek acceptable solutions, to the tasks before them, by the sweat of their brow, the strength of their hand or the force of their intellect.

But as for us, our prayer is to You, O Lord. At an acceptable and opportune time, O God, in the multitude of Your mercy and the abundance of Your loving-kindness, You hear us, and in the truth and faithfulness of Your salvation You answer us.

Here we are Lord, humble servants before You, desiring to do what is right for our state and our constituents. Though at times we suffer embarrassments and are perplexed and unable to find a way out, we are not driven to despair, for You are with us. We refuse to overestimate ourselves or be wise in our own conceits.

We thank You for granting us a heart full of skillful and godly wisdom, knowledge which is pleasant to us, discretion which watches over us, and understanding that keeps us.

Now may the grace of our Lord Jesus Christ rest and abide with us all.

For it is in His Name we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Richard Johnson, Jr.

The Journal of the seventh day was approved as printed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 30	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery

Ervin	Faith	Fares	Fisher	Flook
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Behnen	Brooks	El-Amin	Liese	Walton
Wright 137				

VACANCIES: 003

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 159	-	Representative Roark
House Resolution No. 160	-	Representative Bowman
House Resolution No. 161	-	Representative Dethrow
House Resolution No. 162	-	Representative Wright-Jones
House Resolution No. 163	-	Representative Harris (23)
House Resolution No. 164		
through		
House Resolution No. 166	-	Representative Vogt, et al.
House Resolution No. 167		
through		
House Resolution No. 180	-	Representative Meadows
House Resolution No. 181	-	Representative Wilson (119)
House Resolution No. 182	-	Representative Cunningham (145)
House Resolution No. 183	-	Representatives Rupp and Dempsey
House Resolution No. 184	-	Representatives Rupp and Smith (14)
House Resolution No. 185	-	Representative Jackson

House Resolution No. 186 - Representative Hobbs
House Resolution No. 187
and
House Resolution No. 188 - Representative Sater
House Resolution No. 189 - Representative Hunter
House Resolution No. 190 - Representative Nance
House Resolution No. 191 - Representative Sander
House Resolution No. 192 - Representatives Pearce and Cooper (120)
House Resolution No. 193 - Representative Schoemehl
House Resolution No. 194 - Representative Dixon

SECOND READING OF HOUSE JOINT RESOLUTIONS

HJR 43 and **HJR 44** were read the second time.

SECOND READING OF HOUSE BILLS

HB 1401 through **HB 1419** were read the second time.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1420, introduced by Representatives Walsh, Meiners, Fraser, George, Salva, Lowe (44), Young, Burnett, Wildberger, Chappelle-Nadal, Oxford, Wright-Jones, Yaeger, Darrough, Whorton and Jolly, relating to mental health facilities.

HB 1421, introduced by Representatives Walsh, Meiners, Fraser, George, Salva, Lowe (44), Young, Burnett, Wildberger, Chappelle-Nadal, Oxford, Meadows, Bowman, Daus, Yaeger, Darrough, Whorton, Wright-Jones and Jolly, relating to the safe staffing and quality care accountability acts.

HB 1422, introduced by Representatives Walsh, Meiners, George, Salva, Lowe (44), Young, Burnett, Wildberger, Chappelle-Nadal, Oxford, Meadows, Bowman, Yaeger, Darrough and Wright-Jones, relating to oversight of public privatization contracts.

HB 1423, introduced by Representatives Page, Henke, LeVota, Whorton, Wildberger, Schoemehl, Oxford, Jolly, El-Amin, Hubbard, Kratky, Daus, Bowman, Fraser, Storch, Baker (25), Witte, Kuessner, Moore, Haywood, Myers, Vogt, Salva, Yaeger, Roorda, Lampe, Young, Harris (110), Burnett, Donnelly, George, Curls, Lowe (44), Skaggs, Walsh, Darrough, Robinson, Johnson (61), Wright-Jones, Villa, Zweifel, Black, Chappelle-Nadal, Bogetto, Lowe (39), Corcoran, Shoemyer, Hoskins, Aull, Hughes, Rucker, Casey, Bringer, Swinger, Dougherty, Meiners, Wagner, Meadows, Johnson (90), Walton, Spreng, Bland and Brown (50), relating to securities regulations.

HB 1424, introduced by Representative Franz, relating to collection of taxes.

HB 1425, introduced by Representatives Viebrock, Denison, Sater, Fisher, May, Wasson, Whorton, Wallace, Faith, Dusenberger, Sutherland, Stevenson, Kratky, Wilson (119), Bean, Wright (159), Wildberger, Fisher, Marsh, Wilson (130), Schlottach, Schaaf, Rector, Emery, Deeken, Flook, Schneider, Wallace, McGhee, Aull, Bivins, Cooper (155), Myers, Kingery, Sander, George, Walsh, Portwood, Dixon, Wright (137), Nance, Roark, Avery, Jetton, Chinn, Weter, Nolte, Wood, Franz, Henke, Smith (118), Wells, Tilley, Pollock, Parson, Schad, Behnen, Storch, Quinn, Cunningham (145), Bruns, Black, Loehner, Harris (110), Ervin, Nieves, Brown (30), Phillips, Rupp, Lager, Bearden, Pearce, Icet, Johnson (61), Ruestman, Smith (150), Jackson, Day, Wagner, Casey, Oxford, Baker (123), Burnett, Skaggs, Haywood, Shoemyer, Dougherty, Bogetto, Jolly, Lembke, Davis, Threlkeld, Roorda, Silvey, Munzlinger, Swinger, Lampe, Robinson, Zweifel, Witte, Low (39), Bowman, Yaeger, Harris (23), Kuessner, Hubbard, Johnson (90), Chappelle-Nadal, Schoemehl, Brown (50), Hoskins, Curls, Bringer, Page, El-Amin, Rucker, Spreng, Darrough, St. Onge, Meiners, Lowe (44), Hughes, Corcoran, Villa, Cunningham (86), LeVota, Vogt, Baker (25), Fraser, Wright-Jones, Boykins, Bland, Jones, Dempsey, Smith (14), Cooper (158), Hunter, Johnson (47), Dethrow, Self, Lipke, Parker, Guest, Yates, Richard, Robb, Hobbs, Pratt, Kelly, Donnelly, Cooper (120), Daus, Moore, Salva, Walton, Muschany, Kraus, Fares, Sanders Brooks, Meadows, Young and Liese, relating to the designation of memorial bridge.

HB 1426, introduced by Representatives Guest, Quinn, Whorton, Nance, Schaaf, McGhee and Rucker, relating to the wholesale water and sewer authority act.

HB 1427, introduced by Representatives Johnson (90), Jetton, Kuessner, Henke, Harris (23), Avery, Roorda, LeVota, Jackson, Dempsey, Shoemyer, Storch, Pearce, Tilley, Kraus, Meadows, Casey, Oxford, Donnelly, Robb, Hughes, Meiners, Burnett, Rucker, Wood, Wallace, Aull, Walton, Hubbard, Bland, Swinger, Witte, Bringer, Schoemehl, Robinson, Chappelle-Nadal, Fraser, Johnson (47), Harris (110), Bogetto, Viebrock, Vogt, Yaeger, Curls, Yates, Dusenberger, Parker, Schneider, Denison, Cunningham (145), Behnen, Schlottach, Villa, Wildberger, Dougherty, Nolte, Page, Day, Fisher, Bruns, Wilson (119), Whorton, Jones, Wagner, Bivins, Schaaf, Young, Threlkeld, Sander, Baker (25), Silvey, Black, Boykins, Corcoran, Quinn, Wasson, Jolly, Darrough, Zweifel, Ervin, Lipke, Cunningham (86), Brown (50), McGhee and Lampe, relating to reinstatement of dissolved corporations.

HB 1428, introduced by Representatives Robb, Hobbs, Nolte, Flook, Brown (50), Darrough, Corcoran, Lampe, Cooper (158), Zweifel, Sander, Moore and Guest, relating to higher education funding.

HB 1429, introduced by Representatives Nolte, Flook, Ervin, Skaggs, Spreng, Bowman, Nance and Silvey, relating to sales and use tax exemptions.

HB 1430, introduced by Representative Johnson (47), relating to limitations on campaign contributions.

HB 1431, introduced by Representative Kelly, relating to compensation of road district commissioners.

HB 1432, introduced by Representatives Moore, Harris (110), Bruns, Parson, Wright (137), Nolte, Lipke, Phillips, Schlottach, Dixon, Wasson, Wilson (119), Quinn, Avery, Smith (118), Kelly, Rector, Bivins, Cunningham (145), Hobbs, Deeken, Ruestman, Page, Brown (50), Kuessner, Robinson, Roorda, Meadows, Casey, Wildberger, Darrough and Lampe, relating to the state board of probation and parole.

HB 1433, introduced by Representatives Bowman, Johnson (61), Harris (23), Bogetto, George, Darrough, Bland, Baker (25), Walsh, Hoskins, Rucker, Chappelle-Nadal, Meiners, Spreng, Haywood, Boykins, Wright-Jones, Robinson, Dougherty, Zweifel, Storch, Donnelly, Lowe (44), Hughes, Low (39), Schoemehl, Curls, Oxford, Johnson (90), Roorda, Casey, Hubbard, LeVota, Fraser, Sanders Brooks, Jolly, Corcoran, Wildberger, Henke and Meadows, relating to minimum wage.

HB 1434, introduced by Representatives Johnson (61), Burnett, Harris (23), Wildberger, Vogt, Johnson (90), Witte, Whorton, Brown (50), Meadows and El-Amin, relating to trademark registrations.

HB 1435, introduced by Representatives Johnson (61), Brown (50), Meadows, Baker (25), Meiners and El-Amin, relating to expungement.

HB 1436, introduced by Representatives Johnson (61), Whorton, Harris (110), Bogetto, Oxford, Brown (50), Meadows, El-Amin and Fraser, relating to adoption records.

HB 1437, introduced by Representative Threlkeld, relating to poison information and control.

HB 1438, introduced by Representatives Hughes, Walsh, Lowe (44), Wagner, Robb, Johnson (47), Corcoran, Daus, Oxford, Aull, Flook, Brown (50), Darrough, Salva, Bogetto, Low (39), Nolte, Robinson, Bowman, Johnson (90), Curls, Burnett, Bland, Rucker, Jolly, Hoskins, Boykins, Hubbard, Villa, LeVota, Pratt and Roorda, relating to possession of methamphetamine precursor drugs.

HB 1439, introduced by Representatives Hughes, Walsh, Lowe (44), Robb, Oxford, Aull, Brown (50), Salva, Bogetto, Schoemehl, Low (39), Robinson, Bowman, Curls, Storch, Donnelly, Burnett, Bland, Rucker, Jolly, Boykins, Hoskins and Villa, relating to title loans.

HB 1440, introduced by Representatives Sutherland, Brown (30), Dusenberg, Ervin, Schaaf, Threlkeld, Dempsey, Bearden, Smith (118), Dixon, Deeken, Schneider, Pearce, Cooper (120), Smith (14), Bean, Rupp, Nieves, Phillips, Lowe (44), Guest, Parker, Page, Young and Shoemyer, relating to contributions to the cervical cancer awareness and treatment program.

HB 1441, introduced by Representatives Sutherland, Myers, Cooper (120), Low (39) and Page, relating to the large carnivore act.

HB 1442, introduced by Representatives Sutherland and Baker (25), relating to the manufactured home health and safety act.

HB 1443, introduced by Representatives Donnelly, Chappelle-Nadal, Page, Lampe, Young, Storch, Rucker, LeVota, Bowman, Johnson (47), Oxford, Henke, Baker (25), Kuessner, Whorton, Jolly, Walton, Schneider, Bivins, Zweifel, Darrough, Wildberger, Yaeger, Fraser, Wright-Jones, Moore, Skaggs, Burnett, Bringer, Boykins, Hughes, Johnson (61), Witte, Bogetto, Johnson (90), Harris (23), Parker and Faith, relating to criminal securities fraud.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Bruns is no longer a member of the Ethics Committee.

Representative Chinn is no longer a member of the Small Business Committee.

Representative Cunningham (86) is no longer a member of the Workforce Development and Workplace Safety Committee.

Representative Flook is no longer a member of the Higher Education Committee.

Representative Icet is no longer a member of the Appropriations-Education Committee; Appropriations-Health, Mental Health and Social Services Committee; Special Committee on General Laws, and the Ways and Means Committee.

Representative Munzlinger is no longer a member of the Agriculture Policy Committee.

Representative Muschany is no longer a member of the Appropriations-Education Committee, and the Elementary and Secondary Education Committee.

Representative Parker is no longer Vice-Chair of the Small Business Committee, but will remain a member of this committee.

Representative Schaaf is no longer a member of the Appropriations-Public Safety and Corrections Committee.

Representative Self is no longer a member of the Appropriations-Health, Mental Health and Social Services Committee, and the Conservation and Natural Resources Committee.

Representative Smith (14) is no longer a member of the Transportation Committee.

Representative Cooper (120) has been appointed a member of the Special Committee on General Laws.

Representative Cooper (158) has been appointed a member of the Elementary and Secondary Education Committee.

Representative Day has been appointed Vice-Chair of the Conservation and Natural Resources Committee, and a member of the Appropriations-Public Safety and Corrections Committee.

Representative Deeken has been appointed a member of the Ethics Committee.

Representative Faith has been appointed a member of the Transportation Committee.

Representative Flook has been appointed a member of the Judiciary Committee.

Representative Franz has been appointed a member of the Conservation and Natural Resources Committee.

Representative Jones has been appointed a member of the Financial Institutions Committee.

Representative Lager has been appointed a member of the Appropriations-Health, Mental Health and Social Services Committee, and the Small Business Committee.

Representative Muschany has been appointed a member of the Professional Registration and Licensing Committee.

Representative Parson has been appointed a member of the Special Committee on General Laws.

Representative Pearce has been appointed a member of the Higher Education Committee.

Representative Schaaf has been appointed a member of the Appropriations-Health, Mental Health and Social Services Committee.

Representative Self has been appointed a member of the Ethics Committee.

Representative Silvey has been appointed Vice-Chair of the Small Business Committee.

Representative Smith (14) has been appointed a member of the Utilities Committee.

Representative Smith (150) has been appointed a member of the Agriculture Policy Committee, the Appropriations-Education Committee, and the Judiciary Committee.

Representative Wright (159) has been appointed Vice-Chair of the Agriculture Policy Committee.

The following members' presence was noted: El-Amin, Sanders Brooks and Wright (137).

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, January 19, 2006.

COMMITTEE MEETINGS

APPROPRIATIONS - EDUCATION

Monday, January 23, 2006, 10:30 a.m. Hearing Room 1.
Presentation of the Governor's recommendations for Higher Education.

APPROPRIATIONS - EDUCATION

Tuesday, January 24, 2006, 8:00 a.m. Hearing Room 1.
Presentations by University and College Presidents/staff.

APPROPRIATIONS - EDUCATION

Tuesday, January 24, 2006, 2:45 p.m. Hearing Room 1.
Continuation of presentations by University and College Presidents/staff.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 24, 2006, 8:00 a.m. Hearing Room 6.
Public testimony will be taken for Public Safety and Corrections.
Committee may reconvene at 2:45 p.m.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, January 25, 2006, 2:45 p.m. Hearing Room 6.
Public testimony will be taken for Public Safety and Corrections.

LOCAL GOVERNMENT

Thursday, January 19, 2006, 8:00 a.m. Hearing Room 6.
Public hearing to be held on: HB 1070

VETERANS

Tuesday, January 24, 2006, 5:30 p.m. Senate Lounge.
Joint meeting of the House Veterans Committee and the Senate Pensions, Veterans Affairs and General Laws Committee.

HOUSE CALENDAR

NINTH DAY, THURSDAY, JANUARY 19, 2006

HOUSE BILLS FOR SECOND READING

HB 1420 through HB 1443

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

NINTH DAY, THURSDAY, JANUARY 19, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

“Happy is he who has regard for the lowly and the poor;
in the day of misfortune the Lord will deliver him,”
(Psalm 41:1)

Almighty God, we thank You for the blessings of health and talent, education and opportunity. These are Your gifts to us. They are the reason we are not poor.

Give us a heart of compassion for those who are poor.

In all our work, this month and beyond, stir in our attention an awareness of poverty in America, especially poverty in Missouri. Whatever our agenda from day to day, may Your Holy Spirit cause us to consider the effects of our decisions upon the poor. Whenever our agenda focuses upon the needs of the poor, stir in us a special concern for those who have suffered great hardship and for those who have never enjoyed many of the blessings and opportunities we enjoy.

May our awareness of and our work for the poor be so godly that in the end we deserve the words of the prophet:

“Because he dispensed justice to the weak and the poor,
it went well with him.”
(Jeremiah 22:16)

We pray to You, our God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the eighth day was approved as printed by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Bivins	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 30	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Corcoran	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty

Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roord	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Schlottach	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Behnen	Black	Bowman	Cooper 158	Donnelly
George	Liese	Meadows	Schneider	

VACANCIES: 003

SPECIAL RECOGNITION

Dr. John A. Mahoney and Dr. Michael F. Vicenc from St. Louis were introduced by Representative Wright-Jones and recognized for their lifetime of dedication to the dental profession.

HOUSE RESOLUTIONS

Representative Bruns offered House Resolution No. 203.
Representative Cooper (158) offered House Resolution No. 207.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 195 - Representative Whorton
House Resolution No. 196 - Representative Richard
House Resolution No. 197 - Representative Dougherty

House Resolution No. 198
through
House Resolution No. 200 - Representative Baker (123)
House Resolution No. 201 - Representative Johnson (47)
House Resolution No. 202 - Representatives Dempsey and Harris (23)
House Resolution No. 204 - Representative Low (39)
House Resolution No. 205 - Representative Wright (137)
House Resolution No. 206 - Representative Jetton

SECOND READING OF HOUSE BILLS

HB 1420 through **HB 1443** were read the second time.

Speaker Jetton assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1015**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 2**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 3**.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HB 1015** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HB 1015** was delivered to the Governor by the Chief Clerk of the House.

COMMITTEE ASSIGNMENTS

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Baker, Brian - Chair

Muschany, Scott - Vice-Chair

Bearden, Carl

Flook, Tim

Kraus, Will

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Schaaf, Rob - Chair

Tilley, Steve - Vice-Chair

Denison, Charlie

Hunter, Steve

Nance, Bob

Wilson, Kevin

Wright, Mark

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Bivins, Walt - Chair

Chinn, Kathy - Vice-Chair

Fares, Kathlyn

Guest, Jim

Muschany, Scott

Schad, Rodney

Wood, Dennis

SPECIAL COMMITTEE ON AGRI-BUSINESS

Munzlinger, Brian - Chair

Fisher, Barney - Vice-Chair

Lager, Brad

Schad, Rodney

Schlottach, Charlie

Sutherland, Mike

Wallace, Maynard

COMMITTEE CHANGE

Representative Flook has been appointed Vice-Chair of the Judiciary Committee.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 15 - Rules

HR 16 - Rules

HR 72 - Rules

HR 108 - Rules

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 4 - Health Care Policy
HCR 5 - Rules
HCR 6 - Rules
HCR 7 - Rules
HCR 9 - Rules
HCR 10 - Rules

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 40 - Veterans

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 988 - Transportation
HB 1029 - Local Government
HB 1044 - Children and Families
HB 1045 - Transportation
HB 1054 - Special Committee on General Laws
HB 1055 - Elementary and Secondary Education
HB 1056 - Crime Prevention and Public Safety
HB 1064 - Crime Prevention and Public Safety
HB 1074 - Ways and Means
HB 1075 - Children and Families
HB 1076 - Professional Registration and Licensing
HB 1079 - Special Committee on Healthcare Facilities
HB 1080 - Special Committee on Healthcare Facilities
HB 1081 - Ways and Means
HB 1082 - Judiciary
HB 1083 - Crime Prevention and Public Safety
HB 1084 - Children and Families
HB 1085 - Ways and Means
HB 1089 - Health Care Policy
HB 1090 - Professional Registration and Licensing
HB 1091 - Judiciary
HB 1092 - Special Committee on Energy and Environment
HB 1093 - Judiciary
HB 1095 - Crime Prevention and Public Safety
HB 1096 - Judiciary
HB 1098 - Small Business

HB 1099 - Health Care Policy
HB 1100 - Judiciary
HB 1103 - Special Committee on General Laws
HB 1104 - Job Creation and Economic Development
HB 1105 - Transportation
HB 1106 - Health Care Policy
HB 1107 - Crime Prevention and Public Safety
HB 1108 - Crime Prevention and Public Safety
HB 1109 - Retirement
HB 1110 - Special Committee on General Laws
HB 1111 - Local Government
HB 1112 - Children and Families
HB 1115 - Special Committee on General Laws
HB 1116 - Insurance Policy
HB 1118 - Veterans
HB 1119 - Local Government
HB 1121 - Senior Citizen Advocacy
HB 1122 - Ways and Means
HB 1123 - Workforce Development and Workplace Safety
HB 1124 - Children and Families
HB 1125 - Health Care Policy
HB 1126 - Judiciary
HB 1127 - Financial Institutions
HB 1129 - Insurance Policy
HB 1130 - Small Business
HB 1131 - Utilities
HB 1132 - Elections
HB 1133 - Judiciary
HB 1134 - Judiciary
HB 1135 - Special Committee on Urban Issues
HB 1136 - Special Committee on Student Achievement and Finance
HB 1137 - Special Committee on Energy and Environment
HB 1138 - Veterans
HB 1139 - Job Creation and Economic Development
HB 1140 - Ways and Means
HB 1141 - Veterans
HB 1142 - Ways and Means
HB 1143 - Transportation
HB 1144 - Conservation and Natural Resources
HB 1145 - Senior Citizen Advocacy
HB 1146 - Local Government
HB 1147 - Special Committee on Energy and Environment
HB 1148 - Judiciary
HB 1149 - Budget
HB 1150 - Professional Registration and Licensing
HB 1151 - Elementary and Secondary Education
HB 1152 - Transportation

HB 1153 - Professional Registration and Licensing
HB 1154 - Judiciary
HB 1155 - Insurance Policy
HB 1156 - Ways and Means
HB 1157 - Tourism
HB 1158 - Transportation
HB 1159 - Transportation
HB 1160 - Crime Prevention and Public Safety
HB 1161 - Crime Prevention and Public Safety
HB 1162 - Health Care Policy
HB 1163 - Crime Prevention and Public Safety
HB 1164 - Local Government
HB 1165 - Transportation
HB 1166 - Judiciary
HB 1167 - Judiciary
HB 1168 - Professional Registration and Licensing
HB 1169 - Judiciary
HB 1170 - Judiciary
HB 1174 - Insurance Policy
HB 1176 - Crime Prevention and Public Safety
HB 1177 - Transportation
HB 1178 - Transportation
HB 1180 - Special Committee on Student Achievement and Finance
HB 1181 - Elementary and Secondary Education
HB 1182 - Children and Families
HB 1200 - Senior Citizen Advocacy
HB 1229 - Higher Education
HB 1231 - Higher Education
HB 1255 - Transportation
HB 1273 - Special Committee on Student Achievement and Finance
HB 1303 - Crime Prevention and Public Safety
HB 1308 - Higher Education
HB 1355 - Elections
HB 1359 - Senior Citizen Advocacy
HB 1362 - Crime Prevention and Public Safety
HB 1367 - Small Business
HB 1374 - Conservation and Natural Resources
HB 1375 - Special Committee on General Laws
HB 1427 - Veterans
HB 1428 - Higher Education
HB 1433 - Workforce Development and Workplace Safety

COMMITTEE REPORT

Committee on Administration and Accounts, Chairman Wright (137) reporting:

Mr. Speaker: Your Committee on Administration and Accounts, to which was referred **HR 68**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE RESOLUTION NO. 68

WHEREAS, Section 21.155, RSMo, provides that the House of Representatives may, by resolution, continue in employment such number of efficient employees after any adjournment of a regular session or sine die adjournment of the General Assembly as may be necessary for operation of the House; and

WHEREAS, the House of Representatives will have need for secretarial, administrative, and research, budget, and support staff after the adjournment of the House on May 12, 2006; and

WHEREAS, employees of the House of Representatives are designated and funded in House Bill No. 1012, including those employees who may be needed for veto, special, or extraordinary sessions of the House:

NOW, THEREFORE, BE IT RESOLVED that the Missouri House of Representatives, Ninety-third General Assembly, may employ for the period between May 12, 2006, and January 3, 2007, such employees as are necessary to perform the duties of the House, not to exceed that amount authorized pursuant to appropriation. Such employees shall include necessary secretarial, administrative, and research, budget, and support staff personnel appointed by the Speaker whose terms of employment are established by the Committee on Administration and Accounts.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 45, introduced by Representatives Wildberger, Roorda, Corcoran, Moore, Lampe, Darrough, Schaaf, Meadows and Wright-Jones, relating to judges.

HJR 46, introduced by Representatives Emery, Wright (159), Munzlinger, Smith (14), Day, Muschany, Schaaf, Phillips, Ervin, Nance, Davis, Fisher, McGhee, Dempsey, Ruestman, Hunter, Myers, Wallace, Faith, Brown (30), Sater, Bearden, Moore, Self, Rector, Chinn, Bivins, Parker, Lembke, Tilley, Black, Bean, May, Deeken, Quinn, Sander, Cunningham (145), Wilson (130), Nieves, Kelly, Swinger, Cooper (155), Cooper (158), Wasson, Pollock, Threlkeld, Nolte, Smith (118), Kraus, Schad, Weter, Denison, Jones, Schlottach, Kingery, Dougherty, Kratky, Wood, Icet, Dethrow, Wells, Baker (123), Parson, Richard, Viebrock, Johnson (47), Portwood, Robb, Wright (137) and Loehner, relating to impeachment trials.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1444, introduced by Representatives Sander, Day, Meadows, Davis, Dusenberg, Muschany, Harris (110), Ervin, Baker (123), Fisher, Bearden, Sater, Cunningham (86), Sutherland, Bivins, McGhee, Chinn, Silvey, Self, Dixon, Parson, Nolte, Wallace, Loehner, St. Onge, Wilson (119), Deeken, Kelly, Denison, Schlottach, Weter, Cunningham (145), Emery, Franz, Schneider, Phillips,

Portwood, Threlkeld, Nieves, Wood, Lembke, Quinn, Ruestman, Wright (159), Behnen, Schad, Hunter, Jetton, Schaaf, Kraus, Myer, Flook, Hobbs, Jackson, May, Dethrow, Icet, Richard, Nance, Jones, Roark, Tilley, Avery, Rector, Cooper (120), Munzlinger, Pollock, Smith (150), Pratt, Marsh, Wagner, Kuessner, Rucker, Swinger, Casey, Henke, Dougherty, Spreng and Robinson, relating to public funds.

HB 1445, introduced by Representatives Whorton, Myers, Rucker and Shoemyer, relating to biodiesel fuel.

HB 1446, introduced by Representatives Whorton, Villa, Rucker, Shoemyer, Tilley and Wood, relating to biodiesel fuel use in department of transportation vehicles.

HB 1447, introduced by Representatives Wood and Lampe, relating to psychologist licensing.

HB 1448, introduced by Representatives Yaeger, Dempsey, Roorda, Jolly and Meadows, relating to motorized bicycles.

HB 1449, introduced by Representatives Wright (159), Cunningham (86), Cooper (158), Moore, Chinn, Brown (50), Myers, Loehner, Dethrow, Schneider, Schad, Wallace, Wood, Rector, Harris (110), Wasson, Fisher, Salva, Whorton, Jones, Pollock, Tilley, Robb, Munzlinger, Jetton, Bean, Aull, Pearce, Faith, Silvey, Jackson, Lampe, Weter, Viebrock and Schaaf, relating to background checks for teachers.

HB 1450, introduced by Representative Lembke, relating to human cloning.

HB 1451, introduced by Representatives Brown (50), Harris (110), Yaeger, Low (39), Darrough, Wildberger, Oxford, Casey, Roorda, Aull, Bogetto, Curls, Sater, Franz, Meiners, Hughes, Johnson (61), Daus, Villa, Baker (25), Bean, Kraus, Schoemehl, Young, Bowman, Wright-Jones, Weter, Nolte, Wilson (119), Wells, Whorton, LeVota, Henke, Wright (159), Bland and Bringer, relating to child visitation rights.

HB 1452, introduced by Representatives Cooper (155), Burnett and Weter, relating to the licensing of professional counselors.

HB 1453, introduced by Representative Cooper (155), relating to the head injury advisory council.

HB 1454, introduced by Representatives Robinson, Rucker, Kuessner, Casey, Roorda, Tilley and Dougherty, relating to public administrators.

HB 1455, introduced by Representatives Storch, Oxford, Brown (50), Roorda, Wright-Jones, Baker (25), Spreng, Burnett, Darrough, Wildberger, Fraser, Low (39), Whorton, Walsh, Lampe, Schneider, Zweifel, Skaggs, Witte, Donnelly, Yaeger, Bogetto, Boykins and Johnson (61), relating to utilicare.

HB 1456, introduced by Representatives Roark, Jetton and Hunter, relating to employment security.

HB 1457, introduced by Representatives Fraser and Sutherland, relating to shipwreck site protection.

HB 1458, introduced by Representatives Lowe (44), George, Hughes, Walsh, Wagner, Johnson (47), Kratky, Corcoran, Daus, Haywood, Boykins, Burnett, Young, Bland, Baker (25), Dougherty, Zweifel, Schoemehl, Bogetto, Storch, Vogt, Darrough, Oxford, Aull, Lampe, Yaeger, Curls, Bowman, Donnelly, Low (39), Robinson, Hoskins, Fraser, Spreng, Chappelle-Nadal, Johnson (90), Hubbard, Villa, Johnson (61), Harris (23), Jolly, Wright-Jones, Page, Meiners, Schneider, Brown (50), Sanders Brooks, Walton and El-Amin, relating to discrimination based on sexual orientation.

HB 1459, introduced by Representatives Franz, Parson, Wright (159), Tilley, Day, Sander, Stevenson, Fisher, Chinn, Dusenberg, Sater, Nieves, Wilson (119), Ruestman and Moore, relating to hunting permits.

HB 1460, introduced by Representatives Wildberger, Darrough, Schaaf, Kuessner, Moore, Corcoran, McGhee and Meadows, relating to verification of Social Security numbers.

HB 1461, introduced by Representatives Ruestman, Wood, Jones, Wilson (130), Whorton, Munzlinger, Faith, Hobbs, Self, Wilson (119), Moore, Smith (150), Dixon, Phillips, Dougherty, Emery, Wasson, Smith (118), Sander, May, Nolte, Bivins, Wright (159), Chinn, Quinn, Villa, Avery, Hunter, Dusenberg, Behnen, Ervin, Dethrow, Nance, Muschany, Wells, Schaaf, Franz, Denison, Chappelle-Nadal, Flook, Nieves, Jetton, Cooper (120), Bearden, Roark, Jackson, Hunter, Day, Threlkeld, Robb, Schlottach, Davis, Kingery, Silvey, Fisher, Sater, Schad and Lembke, relating to the use of force.

HB 1462, introduced by Representatives Darrough, Corcoran, Threlkeld, Zweifel, Roorda, Chappelle-Nadal, Walsh, LeVota, Cunningham (86), Dougherty, Yaeger, Lampe, Whorton, Meadows, Flook, Harris (110), Wildberger, Fraser, Young, Salva, Bringer, Moore, Bogetto, Brown (50), Kratky and Spreng, relating to the telemarketing no-call list.

HB 1463, introduced by Representatives Corcoran, Zweifel, George, Henke, Roorda, Young, Fraser, Harris (110), Darrough, Schoemehl, Donnelly, Kuessner, Oxford, Bowman, Dougherty, Lowe (44), Spreng, Brown (50), Walsh, Vogt, Yaeger, Burnett, Meadows, Liese, Wagner, Chappelle-Nadal, Johnson (90), LeVota, Bogetto, Robinson, Lampe, Meiners, Wildberger, Daus and Low (39), relating to health care payroll assessments.

HB 1464, introduced by Representative Hunter, relating to unions.

HB 1465, introduced by Representative Hunter, relating to labor organizations.

HB 1466, introduced by Representative Daus, relating to police retirement.

HB 1467, introduced by Representatives Harris (23), LeVota, Roorda, Yaeger, Jolly, Baker (25), Wildberger, Henke, Robinson, Page, Meadows, Kuessner, Young, Schoemehl, Spreng, Walsh, Robinson, Casey, Witte, Burnett, Harris (110), Darrough, Johnson (61), Zweifel, Aull and Wright-Jones, relating to unlawful transactions with a child.

HB 1468, introduced by Representatives Wilson (130), Sater, Fisher and Ruestman, relating to hate crimes.

HB 1469, introduced by Representatives Wilson (130), Portwood, Weter, Fisher, Nolte, Sanders Brooks and Whorton, relating to state purchases.

HB 1470, introduced by Representatives Wilson (130), Weter, Day, Smith (118), Fisher, Bivins, Ruestman, Dusenber, Sanders Brooks and Whorton, relating to fees for copies of veterans' death certificates.

HB 1471, introduced by Representative Yates, relating to workers' compensation insurance.

HB 1472, introduced by Representatives Yates and Wilson (130), relating to right of intervention by insurers in certain civil actions.

HB 1473, introduced by Representative Yates, relating to lis pendens.

MESSAGE FROM THE GOVERNOR

January 19, 2006

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
93rd GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI:

Herewith I return to you **House Bill No. 1015** entitled:

"AN ACT"

To appropriate money for supplemental purposes for the Department of Social Services, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2006.

On January 19, 2006, I approved said **House Bill No. 1015**.

Respectfully submitted,

/s/ Matt Blunt
Governor

COMMUNICATION

January 18, 2006

Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mr. Clerk:

Per RSMo 105.461 and 105.456, I am informing you that my wife and I are receiving reimbursement payments from the Department of Social Services as foster parents.

Please contact me if you have any questions.

Sincerely,

/s/ Clint Zweifel
State Representative
District 78

The following members' presence was noted: Black, Bowman, Cooper (158), Donnelly and Schneider.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 4:00 p.m., Monday, January 23, 2006.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 25, 2006, 8:00 a.m. Hearing Room 4.

Public testimony for Departments of Agriculture, Natural Resources and Conservation.
Will continue at 2:45 p.m. if necessary.

APPROPRIATIONS - EDUCATION

Monday, January 23, 2006, 10:30 a.m. Hearing Room 1.

Presentation of the Governor's recommendations for Higher Education.

APPROPRIATIONS - EDUCATION

Tuesday, January 24, 2006, 8:00 a.m. Hearing Room 1.

Presentations by University and College Presidents/staff.

APPROPRIATIONS - EDUCATION

Tuesday, January 24, 2006, 2:45 p.m. Hearing Room 1.

Continuation of presentations by University and College Presidents/staff.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, January 24, 2006, 8:00 a.m. Hearing Room 3.

Public and Provider testimony to be heard.

Session will reconvene at 2:45 p.m. in Hearing Room 3.

Testimony heard in order of witness sign-up.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, January 25, 2006, 2:45 p.m. Hearing Room 3.

Public and Provider testimony to be heard.

Testimony heard in order of witness sign-up.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 24, 2006, 8:00 a.m. Hearing Room 6.

Public testimony will be taken for Public Safety and Corrections.

Committee may reconvene at 2:45 p.m.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, January 25, 2006, 2:45 p.m. Hearing Room 6.

Presentation by the Department of Corrections regarding the Re-entry program. AMENDED

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, January 24, 2006, 8:00 a.m. Hearing Room 5.

Presentation for Department of Economic Development and Insurance.

Executive session to follow.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 24, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1026, HB 1039

ELECTIONS

Tuesday, January 24, 2006, 4:00 p.m. Hearing Room 5.

Informational meeting only. Presentations by Governor's Office,

Secretary of State, Ethics Commission and Missouri Association of County Clerks.

VETERANS

Tuesday, January 24, 2006, 5:30 p.m. Senate Lounge.

Joint meeting of the House Veterans Committee and the Senate Pensions, Veterans Affairs and General Laws Committee.

VETERANS

Wednesday, January 25, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 983, HB 1078, HJR 28, HJR 36

HOUSE CALENDAR

TENTH DAY, MONDAY, JANUARY 23, 2006

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 45 and HJR 46

HOUSE BILLS FOR SECOND READING

HB 1444 through HB 1473

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

TENTH DAY, MONDAY, JANUARY 23, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, we acknowledge You this evening and declare You are our Rock, our Fortress, our Hope, and our Confidence. Our praise is continually of You.

You answer us according to Your goodness, mercy and the greatness of Your compassion. We are so grateful that You do not turn away from us when we call on Your Name.

Lord God, may Your hand be our source of strength and guidance: a strong foundation for every decision made this week.

Expand our capacity to serve. May we be sensitive to the needs of those around us, be thankful for our gifts; and may You grant us the wisdom to use them for the betterment of all.

Now may the grace of our Lord rest and abide with us all; to Him be the glory both now and forever.

For it's in the name of Your Son we pray. Amen and amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the ninth day was approved as printed by the following vote:

AYES: 146

Aull	Avery	Baker 25	Bean	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Harris 110	Henke	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Lipke	Loehner
Low 39	Lowe 44	Marsh	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nieves
Nolte	Oxford	Page	Parker	Parson

Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Schaaf	Schad	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Baker 123	Bland	Brown 30	Cooper 155	Day
Dougherty	Haywood	Hughes	Jones	Liese
May	Myers	Nance	Sater	

VACANCIES: 003

Representative Jackson assumed the Chair.

HOUSE RESOLUTIONS

Representative Jones offered House Resolution No. 234.

Representative Portwood offered House Resolution No. 237.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 208	-	Representative Schneider
House Resolution No. 209		
through		
House Resolution No. 224	-	Representative Brown (30)
House Resolution No. 225	-	Representative Dethrow
House Resolution No. 226	-	Representative Parson
House Resolution No. 227	-	Representatives Baker (123) and Rector
House Resolution No. 228	-	Representative Baker (123)
House Resolution No. 229	-	Representative Cooper (155)
House Resolution No. 230		
through		
House Resolution No. 232	-	Representative Baker (123)
House Resolution No. 233	-	Representative Myers
House Resolution No. 235	-	Representative Richard, et al.
House Resolution No. 236	-	Representative Guest
House Resolution No. 238	-	Representative Dethrow

SECOND READING OF HOUSE JOINT RESOLUTIONS

HJR 45 and **HJR 46** were read the second time.

SECOND READING OF HOUSE BILLS

HB 1444 through **HB 1473** were read the second time.

HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 12, introduced by Representative Portwood, relating to the designation of hepatitis C awareness day in Missouri.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1474, introduced by Representatives Chinn, Jackson, Franz, Deeken, Sander, Viebrock, Fisher, Muschany, Loehner, St. Onge, Wilson (130), Wright (137), Threlkeld, Munzlinger, Ervin, Behnen, Nolte, Ruestman, Robb, Emery, Bivins, Jones, Wallace, Cooper (155), Faith, Smith (150), Wright (159), Moore, Schad, Jetton, Nance, Flook, Myers, Wells, Parson and Sater, relating to the founding documents protection act.

HB 1475, introduced by Representatives Nance and Chinn, relating to law enforcement officer's power of arrest in fourth class cities.

HB 1476, introduced by Representatives Moore, Page, Kingery, Cooper (155), Myers, Rector, Phillips, May, Bruns, Wright (137), Harris (110), Yaeger, Kratky, Roorda and Wildberger, relating to the Missouri commission for the deaf and hard of hearing fund.

HB 1477, introduced by Representative Schaaf, relating to genetics and metabolic disease programs.

HB 1478, introduced by Representative Johnson (90), relating to flags.

HB 1479, introduced by Representatives Cunningham (86), Hoskins, Hubbard, Bearden, Dempsey, Icet, Hunter, Phillips, Muschany, Cooper (158), Lembke and Emery, relating to educational tax credits.

HB 1480, introduced by Representative Dempsey, relating to consumer protection and preventing fraud in the business of insurance and the regulation of title insurance.

HB 1481, introduced by Representatives Bean, Wallace, May, Kingery, Schaaf, Hunter, Ruestman, Dethrow, Myers, Stevenson, Roark, Munzlinger, Wood, Sater, Guest and Brown (30), relating to the prevailing wage.

HB 1482, introduced by Representative Jackson, relating to national guard educational assistance grants.

HB 1483, introduced by Representatives Lampe, Roorda, Walsh, Meadows, Yaeger, Oxford, Darrough, Wildberger, Dougherty, Robinson, Moore, Young and McGhee, relating to child support enforcement.

HB 1484, introduced by Representatives Tilley, Jetton, Robinson, Harris (110), Kuessner and Wagner, relating to the establishment and authorization of the positions of drug court commissioner and drug court administrator in the twenty-fourth judicial circuit.

HB 1485, introduced by Representatives Icet, Lembke, Myers, Weter, Phillips, Sater, Spreng, Fisher, Dixon, Avery, Portwood, Richard, Harris (110), Bivins, Cunningham (86), Muschany, Sander, Meiners, Wood, Sutherland, McGhee, Moore and Schad, relating to tax credits for contributions to pregnancy resource centers.

HB 1486, introduced by Representatives Low (39), LeVota, Baker (25), Roorda, Casey, Curls, Witte, Kuessner, Fraser, Burnett, Chappelle-Nadal, Aull, Bogetto, Rucker, Yaeger, Skaggs, Johnson (90), Johnson (61), Hughes, Harris (23), Donnelly, Villa, Daus, Storch, Schoemehl, Oxford, Zweifel, Bowman, Harris (110), Robinson, Swinger, Shoemyer, Sanders Brooks, Haywood, Corcoran and Wright-Jones, relating to prohibited acts by appointed public officials.

HB 1487, introduced by Representatives Parker, Bowman and Hubbard, relating to urban revitalization.

HB 1488, introduced by Representatives Roorda, Bivins and Schoemehl, relating to designation of a memorial highway.

HB 1489, introduced by Representatives Viebrock, Ruestman, Whorton, Dixon, Denison, Wasson, McGhee, Weter, Bivins and Sater, relating to election offenses of the third and fourth classes.

HB 1490, introduced by Representatives Wagner, Fraser, Casey, Johnson (90), Meadows, Yaeger, Lowe (44), Harris (23), Roorda, Harris (110) and Bringer, relating to exempting certain individuals from proving lawful presence in order to obtain a driver's license.

HB 1491, introduced by Representatives Walton, Jackson, Sanders Brooks, Baker (25), Lampe, Dempsey, Moore, Avery, Cunningham (145), Faith, Wallace, Johnson (61) and Boykins, relating to medical assistance.

COMMUNICATION

January 23, 2006

Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mr. Clerk:

Per RSMo 105.461 and 105.456, I am informing you that my wife and I are receiving reimbursement payments from the Department of Social Services as foster parents.

Please contact me if you have any questions.

Sincerely,

/s/ Brad Robinson
State Representative Brad Robinson
District 107

The following members' presence was noted: Baker (123), Bland, Brown (30), Cooper (155), Hughes, Jones, May, Myers, Nance and Sater.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, January 24, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, January 24, 2006, 12:30 p.m. Hearing Room 1.

Possible Executive session

Public hearings to be held on: HB 1027, HB 1270

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 25, 2006, 8:00 a.m. Hearing Room 4.

Public testimony for Departments of Agriculture, Natural Resources, and Conservation.

Will continue at 2:45 p.m. if necessary.

APPROPRIATIONS - EDUCATION

Tuesday, January 24, 2006, 8:00 a.m. Hearing Room 1.

Presentations by University and College Presidents/staff.

APPROPRIATIONS - EDUCATION

Tuesday, January 24, 2006, 2:45 p.m. Hearing Room 1.

Continuation of presentations by University and College Presidents/staff.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 24, 2006, 8:00 a.m. Hearing Room 7.

Budgets to be reviewed: OA Statewide Leasing and Real Estate Transactions;
Office of Administration; OA Public Debt; OA Employee Benefits

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 25, 2006, 2:45 p.m. Hearing Room 7.

Budgets to be reviewed: OA Statewide Leasing and Real Estate Transactions;
Office of Administration; OA Public Debt; OA Employee Benefits

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, January 24, 2006, 8:00 a.m. Hearing Room 3.

Public and Provider testimony to be heard.

Session will reconvene at 2:45 p.m. in Hearing Room 3.

Testimony heard in order of witness sign-up.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, January 25, 2006, 2:45 p.m. Hearing Room 3.

Public and Provider testimony to be heard.

Testimony heard in order of witness sign-up.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 24, 2006, 8:00 a.m. Hearing Room 6.

Public testimony will be taken for Public Safety, and Corrections.

Committee may reconvene at 2:45 p.m.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, January 25, 2006, 2:45 p.m. Hearing Room 6.

Presentation by the Department of Corrections regarding the Re-entry program. AMENDED

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, January 24, 2006, 8:00 a.m. Hearing Room 5.

Presentation for Department of Economic Development, and Insurance.

Executive session to follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, January 24, 2006, 2:45 p.m. Hearing Room 5.

Testimony from the Departments of Economic Development, Insurance, and Labor.

Executive session to follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, January 25, 2006, 2:45 p.m. Hearing Room 5.

Testimony from the Departments of Economic Development, Insurance, and Labor.

Executive session to follow.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 24, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1026, HB 1039

ELECTIONS

Tuesday, January 24, 2006, 4:00 p.m. Hearing Room 5.

Informational meeting only. Presentations by Governor's Office, Secretary of State, Ethics Commission, and Missouri Association of County Clerks.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, January 25, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1151, HB 1058, HB 1062

INSURANCE POLICY

Tuesday, January 24, 2006, 3:30 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1101, HB 1155, HJR 32

JUDICIARY

Tuesday, January 24, 2006, 1:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1082, HB 1169, HB 1148

LOCAL GOVERNMENT

Thursday, January 26, 2006, 8:00 a.m. Hearing Room 6.

Work session on HB 1070 to follow.

Public hearings to be held on: HB 1033, HB 1119, HB 1030

RULES

Wednesday, January 25, 2006, 9:00 a.m. Side Gallery.

Executive session may follow.

Public hearings to be held on: HCR 5, HCR 9, HCR 6, HR 108, HR 15, HR 68

TRANSPORTATION

Wednesday, January 25, 2006, 8:00 a.m. Hearing Room 1.

Public hearings to be held on: HB 1143, HB 1035, HB 980, HB 1105, HB 976

VETERANS

Tuesday, January 24, 2006, 5:30 p.m. Senate Lounge.

Joint meeting of the House Veterans Committee; and the Senate Pensions, Veterans Affairs and General Laws Committee.

VETERANS

Wednesday, January 25, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 983, HB 1078, HJR 28, HJR 36

HOUSE CALENDAR

ELEVENTH DAY, TUESDAY, JANUARY 24, 2006

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 12

HOUSE BILLS FOR SECOND READING

HB 1474 through HB 1491

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

ELEVENTH DAY, TUESDAY, JANUARY 24, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

“Cold and Chill, bless the Lord;
praise and exalt Him above all forever.”
(Daniel 2:67)

Holy Lord, Almighty God, we allow You to bring us to full alertness by the cold and chill of earlier this morning.

Bless us with uncluttered minds to think clearly, and with open minds to receive the thoughts of others objectively. Bless us with ears to hear Your wisdom when it is contained in the words of others. Bless our tongues to speak the truth as You would have it spoken.

We pray for the gift of discernment that we might distinguish right from wrong, good from evil, truth from that which is less than true. We pray for the gift of courage that we might be strong enough always to follow You.

“Women and men of humble heart, bless the Lord;
praise and exalt Him above all forever. Amen.”
(Daniel 2:87, paraphrased)

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Taylor Slattery.

The Journal of the tenth day was approved as printed by the following vote:

AYES: 151

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 30	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon

Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Fraser	George	Guest	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
LeVota	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Baker 25	Bean	Bland	Harris 23	Haywood
Lembke	Liese	Stevenson	Wagner	

VACANCIES: 003

SPECIAL RECOGNITION

Helen Headrick, Stephanie Long, Eric Langhorst and Angel Taylor were introduced by Representative Dempsey and recognized for receiving the Missouri Cable Telecommunications Association “Teaching with Cable” Award.

James R. Mueller, Commander-in-Chief of the Veterans of Foreign Wars of the United States was introduced by Speaker Jetton.

Commander-in-Chief Mueller addressed the House.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 239

and

House Resolution No. 240	-	Representative Brown (30)
House Resolution No. 241	-	Representative Sander
House Resolution No. 242	-	Representative Dixon
House Resolution No. 243	-	Representative Wilson (130)
House Resolution No. 244	-	Representative Bruns
House Resolution No. 245	-	Representative Aull
House Resolution No. 246	-	Representatives Wilson (130) and Ruestman
House Resolution No. 247	-	Representative Chinn
House Resolution No. 248	-	Representative Emery
House Resolution No. 249	-	Representative Walton
House Resolution No. 250	-	Representative Walsh

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 12 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1474 through **HB 1491** were read the second time.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1492, introduced by Representatives George, Lowe (44), Darrough, Spreng, Zweifel and Walsh, relating to the high risk home loan act.

HB 1493, introduced by Representative Smith (118), relating to state employee deferred compensation.

HB 1494, introduced by Representatives Emery, Icet, Guest and Villa, relating to licensing of engineers and professional land surveyors.

HB 1495, introduced by Representatives Schlottach, Deeken and Dusenberg, relating to the highway patrol retirement system.

HB 1496, introduced by Representatives Deeken, Johnson (61), Avery, Schneider, Bruns, Harris (110), Sander, Quinn, Johnson (47), LeVota, Villa, Brown (50), Bland, Schaaf, Oxford, Meiners, Low (39), Curls, Walton, Bowman, Hoskins, Hubbard, Hughes, Daus, Baker (25), Lowe (44) and Wright-Jones, relating to the creation of a death penalty commission.

HB 1497, introduced by Representative Deeken, relating to animal neglect.

HB 1498, introduced by Representatives Dethrow, Ruestman, Kelly, Fisher and Hunter, relating to public contracts.

HB 1499, introduced by Representatives May, George, Deeken, Dougherty, Stevenson, Wilson (119), Moore and Wagner, relating to ethics.

HB 1500, introduced by Representatives Lampe, Meadows, Swinger, Witte, Page, Rucker, Walsh, Wright (159), Oxford, Moore, Harris (110), Schoemehl, Low (39), Bogetto, Darrough, Aull, Dougherty, Baker (25), Sander Brooks and Johnson (90), relating to identity theft.

HB 1501, introduced by Representatives Lampe, Roorda, Walsh, Meadows, Darrough, Yaeger, Rucker, Whorton, Bowman, Curls, Bogetto, Harris (110), Oxford, Wildberger, Bringer, Brown (50), Salva, Zweifel, Villa, Page, Dougherty, Robinson, George, Swinger, Wright (137), Witte, Wright-Jones, Lowe (44), Baker (25), Moore, Wright (159), Cunningham (86), McGhee, Schoemehl, Low (39), Aull, Walton, Harris (23), Sander Brooks and Johnson (90), relating to enhanced penalties for identity theft.

HB 1502, introduced by Representatives Lampe, Wildberger, Burnett, Aull, Oxford, Casey, Roorda, Swinger, Hubbard, Kuessner, Harris (110), Witte, Yaeger, Bogetto, Darrough, Walsh, Wright-Jones, LeVota, Shoemyer, Johnson (90), Donnelly, Meiners, Johnson (47), Young, Bowman, Parson, Schaaf, Rucker, Johnson (61), Robinson, Boykins, Villa, Daus and Baker (25), relating to bullying in schools.

HB 1503, introduced by Representatives Walton and Sanders Brooks, relating to landlord-tenant law.

HB 1504, introduced by Representative Yates, relating to insurance board membership.

HB 1505, introduced by Representatives Brown (50), Haywood, Lowe (44), Oxford, Curls, Hughes, Jolly, Moore, Dougherty, Kratky, Kuessner, Darrough, Aull, Bowman, Bland and Swinger, relating to recording fees.

HB 1506, introduced by Representatives Bruns and Page, relating to emergency services.

HB 1507, introduced by Representatives Bruns and Wildberger, relating to fireworks.

HB 1508, introduced by Representatives Bruns and Wildberger, relating to fire departments.

HB 1509, introduced by Representatives Bruns and Wildberger, relating to fire safety.

HB 1510, introduced by Representatives Walsh, Meiners, Page, Harris (110), Spreng and Cunningham (86), relating to student athletes.

HB 1511, introduced by Representative Lager, relating to early childhood education.

HB 1512, introduced by Representatives Stevenson, Moore and McGhee, relating to the interstate compact for juveniles.

HB 1513, introduced by Representatives Harris (23), Witte, Lampe, LeVota, Skaggs, Burnett, Rucker, Harris (110), Meadows, Darrough, Schoemehl, Wildberger, George, Johnson, Zweifel, Baker (25), Low (39) and Oxford, relating to duties of lobbyists.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 578**, entitled:

An act to amend chapter 578, RSMo, by adding thereto one new section relating to protest activities near funeral services, with penalty provisions and an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCS SCR 21**.

SENATE COMMITTEE SUBSTITUTE FOR SENATE CONCURRENT RESOLUTION NO. 21

WHEREAS, good health is important to every citizen of the world and access to the highest standards of health information and services is necessary to improve the public health; and

WHEREAS, direct and unobstructed participation in international health cooperation forums and programs is beneficial for all parts of the world, especially with today's greater potential for the cross-border spread of various infectious diseases; and

WHEREAS, Taiwan's population of 23,500,000 people is greater than three-fourths of the member states already in the World Health Organization; and

WHEREAS, Taiwan's achievements in the field of health are substantial, including achieving one of the highest life expectancy levels in Asia; lowering maternal and infant mortality rates to a level comparable to those of western countries; eradicating such infectious diseases as cholera, smallpox, the plague, and polio; and providing children with hepatitis B vaccinations; and

WHEREAS, the United States Centers for Disease Control and Prevention and its Taiwan counterpart agencies have enjoyed close collaboration on a wide range of public health issues; and

WHEREAS, in recent years Taiwan has expressed a willingness to assist financially and technically in international aid and health activities supported by the World Health Organization; and

WHEREAS, the World Health Assembly has allowed observers to participate in the activities of the organization, including the Palestine Liberation Organization in 1974, the Order of Malta, and the Holy See in the early 1950s; and

WHEREAS, the United States, in the 1994 Taiwan Policy Review, declared its intention to support Taiwan's participation in appropriate international organizations:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby support observer status for Taiwan in the World Health Organization; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the President of the United States, Secretary of State of the United States, Director of the United States Department of Health and Human Services, Executive Director of the World Health Organization and the Director General of the Taipei Economic and Cultural Office in Kansas City.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has appointed the following committee to act with a like committee from the House pursuant to **HCR 2**: Senators Bartle, Callahan, Coleman, Crowell, Green, Kennedy, Koster, Mayer, Ridgeway and Wheeler.

WITHDRAWAL OF HOUSE BILLS

January 24, 2006

Stephen Davis
Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

Dear Mr. Davis:

I respectfully request that **House Bill No. 981** be withdrawn. I have filed another bill that better deals with the subject.

Sincerely,

/s/ Representative Patricia M. Yaeger

January 24, 2006

Stephen S. Davis, Chief Clerk
Missouri House of Representatives
State Capitol, Room 306C
Jefferson City, MO 65101

Dear Mr. Davis:

I respectfully request the withdrawal of **House Bill No. 1304**. Thank you for your consideration of this request.

Sincerely,

/s/ Terry Swinger
State Representative
District 162

The following members' presence was noted: Baker (25), Bland, Harris (23), Haywood, Lembke and Wagner.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, January 25, 2006.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, January 25, 2006, 8:00 a.m. Hearing Room 4.

Public testimony for Departments of Agriculture, Natural Resources, and Conservation.

Will continue at 2:45 p.m. if necessary.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 25, 2006, 2:45 p.m. Hearing Room 7.

Budgets to be reviewed: OA Statewide Leasing and Real Estate Transactions;

Office of Administration; OA Public Debt; OA Employee Benefits

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, January 25, 2006, 2:45 p.m. Hearing Room 3.

Public and Provider testimony to be heard.

Testimony heard in order of witness sign-up.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, January 25, 2006, 2:45 p.m. Hearing Room 6.

Presentation by the Department of Corrections regarding the Re-entry program. AMENDED

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, January 25, 2006, 2:45 p.m. Hearing Room 5.

Testimony from the Departments of Economic Development, Insurance, and Labor.

Executive session to follow.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, January 25, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1151, HB 1058, HB 1062

LOCAL GOVERNMENT

Thursday, January 26, 2006, 8:00 a.m. Hearing Room 6.

Work session on HB 1070 to follow.

Public hearings to be held on: HB 1033, HB 1119, HB 1030

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, January 25, 2006, 12:00 p.m. Hearing Room 1.

Public hearings to be held on: HB 1090, HB 1168, HB 1153

RULES

Wednesday, January 25, 2006, 9:00 a.m. Side Gallery.

Executive session may follow.

Public hearings to be held on: HCR 5, HCR 9, HCR 6, HR 108, HR 15, HR 68

TRANSPORTATION

Wednesday, January 25, 2006, 8:00 a.m. Hearing Room 1.

Public hearings to be held on: HB 1143, HB 1035, HB 980, HB 1105, HB 976

VETERANS

Wednesday, January 25, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 983, HB 1078, HJR 28, HJR 36

WAYS AND MEANS

Wednesday, January 25, 2006, 5:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1074, HB 1156, HB 1073

HOUSE CALENDAR

TWELFTH DAY, WEDNESDAY, JANUARY 25, 2006

HOUSE BILLS FOR SECOND READING

HB 1492 through HB 1513

SENATE BILL FOR SECOND READING

SCS SB 578

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

TWELFTH DAY, WEDNESDAY, JANUARY 25, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, though many may say You have forsaken us, we speak of Your righteousness, which reaches to the heavens. You O God, are the strength of our heart and our portion forever. Our hope is in You. Your nearness is our benefit and You are our refuge.

Thank You for Your empowering hand as we conduct the business of this day. May we pause periodically, throughout our day, to reflect on what is important: Our faith, our families, integrity, commitment of purpose, strength of character and servant leadership.

You have instructed us that if we lack wisdom to ask of You and You will give it to us generously and without criticism. So we ask that we may receive.

We give thanks to You for Your mercy and grace: bringing us safely to and from our place of residence. Thank You for Your watchful eye over our spouses, children, parents; all of our loved ones as they travel conducting their daily activities.

Now may the grace of our Lord rest and abide with us all.

For it is in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Alayna Nicole Brown, Caleb Parker Brown, Amber Gonzalez and Lyndsey LaBrier.

The Journal of the eleventh day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 251	-	Representative Deeken
House Resolution No. 252	-	Representative Cooper (158)
House Resolution No. 253	-	Representative Deeken
House Resolution No. 254	-	Representative Bean
House Resolution No. 255	-	Representative Kraus
House Resolution No. 256	-	Representative Cooper (158)

House Resolution No. 257

and

House Resolution No. 258 - Representative Dougherty

House Resolution No. 259 - Representative Pratt

House Resolution No. 260

through

House Resolution No. 265 - Representative Lipke

SECOND READING OF HOUSE BILLS

HB 1492 through **HB 1513** were read the second time.

SECOND READING OF SENATE BILL

SCS SB 578 was read the second time.

MOTION

Representative Dempsey moved that Rule 113 be suspended.

Which motion was adopted by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 30	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Lipke
Loehner	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sater	Schaaf
Schad	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood

Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Black	Hobbs	Liese	Low 39
Parker	Sander			

VACANCIES: 003

ESCORT COMMITTEES

The Speaker appointed the following committee to escort Lieutenant Governor Peter Kinder and members of the Senate to the dais: Representatives Cunningham (86), Schneider, Smith (14), Lipke, Pollock, Schlottach, Skaggs, Low (39), Storch and Hughes.

The Speaker appointed the following committee to escort the Honorable Michael A. Wolff, Chief Justice of the Supreme Court of Missouri to the dais: Representatives Davis, Flook, Pratt, Phillips, Ruestman, Stevenson, Oxford, Donnelly, Bland and Burnett.

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted and Lieutenant Governor Kinder, presiding, called the Joint Assembly to order.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 033

Alter	Barnitz	Bartle	Bray	Callahan
Cauthorn	Champion	Clemens	Coleman	Crowell
Days	Dougherty	Engler	Gibbons	Goodman
Graham	Green	Griesheimer	Gross	Kennedy
Klindt	Koster	Loudon	Mayer	Nodler
Purgason	Ridgeway	Scott	Shields	Stouffer
Vogel	Wheeler	Wilson		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 000

VACANCIES: 001

The Chief Clerk of the House called the roll, which showed a majority of the Representatives present:

AYES: 146

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 30
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	Guest
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Iceet	Jackson	Johnson 61	Johnson 90
Jolly	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Rector
Roark	Robb	Robinson	Roorda	Rucker
Rupp	Salva	Sander	Sater	Schaaf
Schad	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	George	Harris 23	Hobbs	Hunter
Johnson 47	Jones	Liese	Moore	Quinn
Richard	Ruestman	Smith 118	Wright 137	

VACANCIES: 003

The Doorkeeper announced the approach of the Honorable Michael A. Wolff, Chief Justice of the Supreme Court of Missouri. Chief Justice Wolff was duly escorted to the House Chamber and to the Speaker's dais where he delivered the following message to the assembly in Joint Session.

STATE OF THE JUDICIARY ADDRESS

by Honorable Michael A. Wolff
to Joint Session of the General Assembly

January 25, 2006

Thank you for that warm welcome. I'm truly grateful to be here. President Kinder, Speaker Jetton, honorable statewide elected officials, colleagues of the Supreme Court, honorable members of the cabinet, honorable members of this General Assembly and fellow citizens:

Thank you for this opportunity to speak with you today. Before I begin, I would like for us to remember Judge Theodore McMillian, who died last week. Judge McMillian was our state's first black circuit judge, state appeals judge and, for the past 27 years, a distinguished member of the United States Court of Appeals in St. Louis. He was a historic figure, an inspiration to those of us who were privileged to know him, and a generous mentor. Through his talents, persistence, civility and sense of humor, Judge McMillian opened doors that had previously been closed to men and women of his race. Let us pause for a moment of silence to honor him. Thank you.

This annual speech reminds us of our shared bond: our common oath to uphold the constitution and laws of this great state and nation. This shared promise binds us to a common goal, expressed by our state's motto: "The welfare of the people shall be the supreme law." We are, as my colleague Judge Mary Russell says, "constitutional partners."

Although members of the executive, legislative and judicial branches may not often think of themselves as partners, I believe the term fits. Each of us has a distinct and equally important role. The basic policies of our state are embodied in the constitution that the people themselves have enacted. In partnership with each other and with the people we serve – who retain for themselves the right to change the Constitution that we uphold and the laws that you write – we forge the body of law that governs all of us.

IMPORTANCE OF THE RULE OF LAW

More so than any other nation on Earth, we are a nation first and foremost of law. We have no common national origin or ethnicity that now forms our shared identity as Americans. Instead, our identity has been shaped by the rule of law and by our common experience that faithfulness to the law guarantees individual liberties, equality of opportunity and a functioning society. As constitutional partners, we all are given the task of protecting the long-standing rule of law. Its roots date back at least to the Magna Carta – some 800 years ago. In our state constitution, the people repeat the Magna Carta's command that "justice shall be administered without sale, denial or delay." Our partnership preserves certain long-standing principles of the rule of law that set us apart from the many societies where the people yearn to overcome the rule of "might makes right" or that perversion of the golden rule that "he who has the gold makes the rules."

Each of us may, from our varying perspectives and decidedly different constitutional roles, have a different view of what exactly the "rule of law" means. You in the General Assembly are commissioned broadly to carry out the preferences of your constituents – the majority of those who elected you. At times you may ask yourselves the age-old question: Am I elected merely to follow the will of my constituents, or do I use my own best judgment to achieve the welfare of all the people? Courts, by contrast, work from texts – the words of the constitution, the commonlaw precepts expressed in judicial decisions, and the words that you write in statutes and that executive agencies write in regulations. We in the judicial branch labor over these words, and we strive to be faithful to their meaning.

The courts' work is dedicated to the application and enforcement of the constitution and laws. The vast majority of our work involves the lives of ordinary citizens. Very little of what our courts do makes news: the thousands of cases where businesses, large and small, enforce their contracts; where marital disputes are resolved; where property is conveyed; where wealth is transmitted through probate; where children, victims of domestic violence and other vulnerable people are protected; and where those accused of crime are tried.

Courts provide stable and rational resolution of disputes, protect property and economic interests, and, when needed, protect people from the overreaching of government. Courts cannot make everyone happy, but I do hope that the litigants and the public will respect the integrity of our processes and of our decision-makers, both judges and juries.

The courts' challenge is to be fair and impartial, professionally competent and prompt. We can do so only with your help and your support and our citizens' belief that the rule of law protects all of us even when we might disagree with particular decisions.

IDEALS OF EFFECTIVE COURTS

The rule of law is simple in theory, yet how can we maintain it in practice? One way is to compare ourselves to those nations in the process of creating a functioning rule of law. Many countries do not have a strong tradition embodying the rule of law and still resolve their disputes in the streets. People in these countries often look to the United States of America as a model, for they respect the integrity of our courts and the constitutional processes as they watch cases unfold here.

American lawyers and judges, at the request of our federal government, offer guidance to many countries about how to establish effective judiciaries. Under the auspices of the U.S. Agency for International Development, American lawyers and the National Center for State Courts have helped implement rule-of-law programs in former Eastern bloc countries and in developing nations around the world. While we in America occasionally complain about the outcomes of particular cases, it is that process of peaceably resolving disputes that is one of our greatest exports and surely one of our most lasting legacies to the world. This simple concept of a rule of law – grounded in our constitutions, fashioned in our legislatures, administered by an executive branch and enforced in the courts – ensures civic order rather than civic chaos.

The rule of law is the foundation of a democratic government, of a strong economic system and of civic order. The rule of law ensures, in Lincoln's words, government of the people, by the people and for the people. What do we tell the world are the criteria for courts under a rule of law? There are three key measures: independence, accountability and adequate resources. By examining how independent, accountable and adequately supported a nation's judiciary is, one can determine if that nation adheres to the rule of law or is still suffering from tyranny, lawlessness and corruption. By looking to a nation's respect for the rule of law we can discern the integrity of its governmental process, the progress of civil society, and the robustness and stability of its economic development.

JUDICIAL PRINCIPLES APPLIED TO MISSOURI

So let us ask: how does our Missouri Judiciary stack up to the same three measures – independence, accountability and resources? What really is the "State of the Judiciary" in our great state?

To answer these questions, we must first understand what these terms – independence, accountability and resources – mean. I will touch briefly on the first two, which my predecessors have discussed with you in recent years, and then spend a bit more time on the third.

"Independence," quite frankly, is both overused and misunderstood. It should not be interpreted, either by the public or by any judge, to mean that a judge is free to do as he or she sees fit. Such behavior runs counter to our oaths to uphold the law, and any attempt to put personal beliefs ahead of the law undercuts the effectiveness of the Judiciary as a whole. Better stated, "independence" refers to the need for courts that are fair and impartial when reviewing cases and rendering decisions. By necessity, it also requires freedom from undue outside influence or political intimidation, both in considering cases and in seeking the office of judge. Courts are not established to follow opinion polls or to try to discern the will of the people at any given time but rather are to uphold the law.

The people rely on courts to protect their access to justice and to protect their legal rights. For the sake of the people, then, judicial independence must always be coupled with the second stated measure – accountability.

In recent months we have seen two men nominated to the Supreme Court of the United States face intense questioning of their views by members of the United States Senate. I believe these hearings offered an important lesson about the difference between judges and the legislators who questioned them.

The important lesson taught by Chief Justice John Roberts Jr. and Judge Samuel Alito is that they resisted demands to take positions on particular controversies that might come before the Court. They, in effect, refused to make campaign promises. Campaign promises are inconsistent with judging. After all, you don't want a referee in a football

game to announce which side he will penalize before the game begins! If judges are to be faithful to the law, they must be prepared to consider written and oral arguments with an open mind. And this open-mindedness is what we ask of our fellow citizens – and you – who serve as jurors in courtrooms throughout this state – to not pre-judge the outcome before they can consider all the evidence and arguments. Judges as well as jurors must make decisions that are faithful to the law, regardless of the will of the people and even where, on occasion, they personally might prefer to decide otherwise. That is the essence of judging, and it is quite unlike the legislative role.

In our state, judicial accountability occurs on two broad levels. First, just like you, we are accountable to our fellow citizens through the election and retention systems. Unlike federal judges, who enjoy lifetime tenure, judges in Missouri have a direct connection to the voters. The people of Missouri have crafted a system that balances independence and accountability. In smaller counties, where voters can get to know their judicial candidates, there are elections. In some urban trial courts and the appellate courts, judges are selected under the nonpartisan court plan and periodically face the voters in retention elections. This system balances various competing interests and avoids the problems seen in other states where the integrity of the judicial process, even at the highest levels, increasingly has been brought into question.

Many of us who spend time in the eastern part of our state could not avoid seeing on television the kind of election that can result when millions of dollars are raised and spent on a judicial campaign. In the 2004 race for one district seat on the Illinois Supreme Court, most of the money spent was assuredly special interest money – business interests on the one side, trial lawyers on the other side – with charges and counter-charges that detracted seriously from the public's trust and confidence in the integrity and the impartiality of the judiciary. Missouri's system keeps courts accountable to the people while avoiding the kinds of campaigns that can diminish respect for judicial office.

Second, judges in Missouri are, above all, accountable to the law and the constitution through our sworn oaths. We are also accountable through the judicial disciplinary system established by our constitution. For nonpartisan judges subject to retention, The Missouri Bar is seeking to improve accountability by giving voters better evaluations of judicial performance. This fall, voters in some areas will have available to them not only the traditional evaluations by lawyers who are acquainted with the judges' work but also evaluations by jurors of the judges who preside over the cases on which they serve.

Citizens view the courts as an important part of democracy that provides essential balance in our form of government. As a result, we conduct the courts' business as openly as possible consistent with the rights of individuals. We strive for predictability of outcomes for those who seek judgments in our courts as enshrined in the principle of stare decisis, constant professionalism, and fundamental fairness of procedure. The citizens of this great state expect – and deserve – no less.

FUNDING AN EFFICIENT AND PROFESSIONAL JUDICIARY

To ensure that Missouri's courts can give the level of performance required by these principles, we must have sufficient resources. On this third measure – resources – we are most reliant on our constitutional partners – both in the General Assembly and the executive branch. We rely on you to provide a budget that is sufficient to allow us to fulfill our constitutional responsibilities.

We share your hope that we are now emerging from the difficult fiscal times that have been so challenging for the past five years. During this time, we have tried to manage our resources well. Today, the judicial branch receives about 1.6 percent of the state's budget – less than the percentage of the state's budget that we received 20 years ago. During that same period, however, our responsibilities have increased; for instance, juvenile officers have been added to our budget to relieve county governments of some of the burden of supporting local courts. In the past 10 years, as our workforce has decreased, our trial court case filings have increased 23 percent, largely in civil cases involving breach of contract claims filed by businesses, landlord-tenant disputes and domestic relations. The other major area of increase was in felony criminal cases, due largely to new drug laws.

In light of these facts, it is clear that maintaining effective courts requires a renewed commitment of financial resources to the Missouri Judiciary. The amounts we need are quite small in comparison to the overall state budget, but they are essential. When you and your constituents visit the courthouses in your district, you see the effects that our recent budget restrictions have had on our deputy clerks, who are the frontline personnel and the true face of our court

system. Turnover in their ranks has reached an alarming rate, particularly in urban and suburban areas where the annual turnover rate is as high as 17 percent. Even in rural areas, where salaries are still more competitive, we experience significant turnover. Throughout the state – in both rural and urban courts – we have seen an actual decrease in the worth of salaries as wages fail to keep pace with the cost of living. Through these tough times, the many good people who have remained in our system despite layoffs and a lack of increasing salaries – like a lot of others in public service – have soldiered on.

We continue to improve court technology, consolidate local court functions and make other efforts to be efficient. But we need to retain our well-trained clerk staff, which we increasingly are unable to do. Often, after developing their skills and becoming proficient in working in the court system, they are marketable and move on to higher paying jobs with their new skills. While we can never stop some flow of workers out of public service, we hope that adopting the Governor's proposed 4-percent cost-of-living increase will assist us in retaining many of these frontline employees who are so important to the effectiveness of the Judiciary.

We appreciate your support, and the Governor's recent proposed increase, for our drug courts, which now operate in 35 of our 45 judicial circuits. It is in the interests of all of us, and the communities that we serve, to work together on measures such as drug courts and the sentencing advisory commission that can prevent repeat offenses so that our most expensive correctional resources – prisons – are reserved for violent offenders.

There is, of course, one other group on whom the budgetary constraints of recent years are taking a toll: our state's judges, who now face their sixth year without any pay increase or cost-of-living adjustment. The state of judicial salaries is having a negative impact on our ability to attract the state's best lawyers to judicial service to provide the best service to our citizens – and your constituents. I realize it may seem politically unpopular to some of you to consider a pay increase or cost-of-living adjustment for public servants who are paid better than most state employees. None of us, however, has the power to repeal the economic laws of the marketplace. Consider for a moment a few facts:

There now are Missouri attorneys fresh out of law school who are paid more in their very first legal jobs than some state trial judges before whom they may appear. For Missouri lawyers older than 36 years of age, the average salary is as much as one and a half times that of a state Supreme Court judge. While our state has attracted and retained – through increased compensation – many fine state-paid law professors, university administrators and other similarly talented public sector professionals, we have seen the opposite in the Judiciary. In recent years, some of our best jurists – including some from the Supreme Court – have moved on to much more lucrative jobs in the private sector, and the number of lawyers applying for judicial vacancies has decreased substantially. I appreciate the fact that many in this great chamber make substantial financial sacrifices to serve here. Judges do so as well, but they also give up the opportunity for any supplement to their state salaries through the practice of law for which they are trained.

We all know that the calling to public service involves financial sacrifice. As with our clerk staff, we will never completely stop talented people from leaving public service. But when the gap between the private sector and public service gets too large, good people will not sacrifice their families' financial interests to answer the call. My greatest fear is that we will lose the ability to attract enough of the state's finest lawyers to public service in the Judiciary.

I have one other request affecting the judicial branch that I make sincerely and respectfully: Let us consider the needs of the Judiciary and the state as a whole when evaluating local requests for additional resources. We in the judicial branch are aided in developing a statewide approach for the allocation of resources by judges from around the state who serve on our circuit court budget committee. I know that some of you have ideas for improving the use of our resources even beyond the efforts that we have made to assign judges to areas of critical need and to enlist the good work of senior judges in meeting those needs. We stand ready and willing to work with you, as constitutional partners, to improve the rational allocation of our resources.

OTHER PARTNERSHIPS THAT HELP THE STATE

Judicial effectiveness clearly does not rest on financial resources alone, nor is it solely the product of courts' efforts. It relies heavily on how we work with our other partners in this system of justice: law enforcement officers, prosecutors, public defenders and other attorneys. Members of The Missouri Bar contribute greatly to the cause of justice, not only as officers of the court but also through their volunteer efforts as pro bono attorneys, as members of Bar committees, and in other types of public service and civic leadership.

The public service of our law enforcement community is sometimes heroic and well known, but it is in their everyday efforts that they serve as frontline defenders of the rule of law. We continue to seek ways in which we can better cooperate and communicate with law enforcement, particularly through our ongoing commitment to court technology. The demands of recent legislation such as the sex offender registry, as well as the impending federal mandate to communicate commercial driver license revocations to other states, require us to be administrative partners in new and innovative ways with law enforcement. We seek your cooperation and support in these important efforts.

Likewise, we look to both prosecutors and public defenders on matters of mutual importance to the administration of justice. In this current session, we in the judicial branch pledge to work with these groups toward resolving some of the issues relating to administration of trials and other matters of mutual interest. We further pledge to work with the public defender system in whatever way possible toward the attraction and retention of employees and toward the alleviation of its ever-increasing caseload. When I spoke earlier of the challenge of attracting and retaining good public servants, those words echo all too loudly in light of the crisis facing our public defender system. Often the test of a system of justice is not how it treats our best citizens, but how it treats those who appear to be our worst. No system of justice can be effective without adequate legal representation for criminal defendants. It is in the interests of all of us – even if it were not a constitutional requirement – that those whom the state deprives of liberty or life are guilty in fact and law of the crimes they are charged with committing. This goes to the legitimacy of the rule of law.

THE RULE OF LAW: A LIVING PRINCIPLE

So, are we there yet? Can Missouri be said to have a fully independent, accountable and adequately supported Judiciary? Well, we may not be there yet, but we know the way.

A recent national survey shows that most Americans want strong courts that will protect their individual rights, that will offer equal access to justice for all people, that are accountable to the constitution and the law, and that are free from the influence of politicians and special interest groups. If we are to be responsive to those ideals and to the values of our citizens – fundamental principles of this nation – then it is most important to strive for these goals above all else. The ideals and values of the people are not expressed only in surveys. They are in our souls as Americans. From the beginning of the American Revolution, our people have understood the consequences of failing to have a judicial branch that is independent, accountable and adequately supported. The signers of the Declaration of Independence certainly understood what oppression could be inflicted by those in power when those values are ignored. The signers understood that it was necessary to have a stable justice system to protect the people from tyranny. We all remember “Life, Liberty, and the Pursuit of Happiness” enshrined in the Declaration of Independence. But consider, to be specific, some of the grievances in the Declaration against King George III, who deprived us “in many cases, of the benefits of trial by jury” and transported us “beyond seas, to be tried for pretended offenses. ... [H]e has obstructed the administration of justice, by refusing his assent to laws for establishing judiciary powers.”

As Americans in the 21st century, we intuitively value the checks and balances that are the hallmarks of our democratic republic, the protection of the rights of individuals, and the fundamental sense of fairness embodied in what the constitution calls due process of law. Our ideals and our goals are worthy of our constant efforts, individually and with you, our constitutional partners.

Today, in Missouri, we are responsible for administering justice in the highest sense of which we are capable ... to be fair and impartial; to be free of undue influence; to be accountable to the law and not to the popular will; and to be effective and consistent in the exercise of proper judgment.

We pray that we are up to the challenge of providing a forum where the people peaceably can resolve their disputes and their legitimate constitutional grievances against their government. It is a challenge that we approach humbly and in full recognition of the limitations of the judicial role.

I offer you our cooperation, and I ask for your support as we continue our ongoing, mutual pursuit of a Judiciary that lives up to the ideals expressed in our state’s motto. Thank you very much.

The Joint Session was dissolved by Senator Shields.

Speaker Jetton resumed the Chair.

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 1036 - Higher Education

COMMITTEE REPORTS

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HR 15**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 15

WHEREAS, the General Assembly of the State of Missouri has a long tradition of rendering assistance to worthwhile youth activities, especially those related to governmental or citizenship projects; and

WHEREAS, the Girl Scouts - Heart of Missouri Council has sought to instill values of high integrity within our youth; and

WHEREAS, the General Assembly has maintained a policy of granting such organizations permission to use the House Chamber for beneficial purposes:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the Girl Scouts - Heart of Missouri Council permission to use the House Chamber for the Silver and Gold Award Ceremony for their Cadette and Senior Girl Scouts on Sunday, June 4, 2006, from 9:00 a.m. until 4:00 p.m.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 68**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 108**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 108

WHEREAS, the General Assembly of the State of Missouri has a long tradition of rendering assistance to worthwhile youth activities, especially those related to governmental or citizenship projects; and

WHEREAS, the Jefferson City Downtown Rotary Club has sought to instill values of high integrity within our youth and to provide an opportunity for Missouri students to experience state government firsthand; and

WHEREAS, the General Assembly has maintained a policy of granting such organizations permission to use the House Chamber for beneficial purposes; and

WHEREAS, this year, the Jefferson City Downtown Rotary Club is sponsoring its annual Student Government Day, an event which will be highlighted by a meeting in the House Chamber of our State Capitol where students in attendance will be addressed by a representative of each of the three branches of government:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, hereby grant the Jefferson City Downtown Rotary Club permission to use the House Chamber for the purpose of conducting its Student Government Day on Monday, March 20, 2006, from 9:00 a.m. until 11:30 a.m.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 5**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 5

WHEREAS, President Ronald Wilson Reagan, a man of humble background, worked throughout his life serving freedom and advancing the public good, having been employed as an entertainer, Union leader, corporate spokesman, Governor of California, and President of the United States; and

WHEREAS, Ronald Reagan served with honor and distinction for two terms as the 40th President of the United States of America, the second of which he earned the confidence of 60% of the electorate and was victorious in 49 of the 50 states in the general election - a record unsurpassed in the history of American presidential elections; and

WHEREAS, in 1981, when Ronald Reagan was inaugurated President, he inherited a disillusioned nation shackled by rampant inflation and high unemployment; and

WHEREAS, during Mr. Reagan's presidency, he worked in a bipartisan manner to enact his bold agenda of restoring accountability and common sense to government which led to an unprecedented economic expansion and opportunity for millions of Americans; and

WHEREAS, Mr Reagan's commitment to an active social policy agenda for the nation's children helped lower crime and drug use in our neighborhoods; and

WHEREAS, President Reagan's commitment to our armed forces contributed to the restoration of pride in America, her values and those cherished by the free world, and prepared America's Armed Forces to meet 21st Century challenges; and

WHEREAS, President Reagan's vision of "peace through strength" led to the end of the Cold War and the ultimate demise of the Soviet Union, guaranteeing basic human rights for millions of people; and

WHEREAS, February 6th is the birthday of Ronald Reagan:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby declare February 6th of each year to be "Ronald Reagan Day" in Missouri and urge all citizens of Missouri to recognize this event and participate fittingly in its observance; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 6**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 6

WHEREAS, the current government of Vietnam is a nondemocratic, one-party system of government without rule of law that arbitrarily infringes upon the basic human and civil liberties of its citizens; and

WHEREAS, Vietnamese-Americans were forced to flee Vietnam in fear of the government of Vietnam's campaign of retribution and persecution after the fall of Saigon in 1975; and

WHEREAS, the State of Missouri is home to 20,000 Vietnamese-Americans and residents of Vietnamese descent who have made substantial contributions to the cultural, religious, business, and commerce of the State of Missouri; and

WHEREAS, the vast majority of Vietnamese-Americans embrace the yellow with three red stripes heritage and freedom flag as the official symbol of the Vietnamese-American community; and

WHEREAS, dating back to 1948, the yellow flag with three red stripes has a long history in Vietnam and is a broader symbol of resilience, freedom, and democracy of and for Vietnamese-Americans and free Vietnamese around the world; and

WHEREAS, Vietnamese-Americans have shown their desire that the yellow flag with three red stripes be recognized as the official flag of the Vietnamese-American community:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby urge the State of Missouri to formally recognize the yellow with three red stripes heritage and freedom flag as the official flag of the Vietnamese-American community in this state, and permit this flag to be displayed on any state-owned property, at any state-controlled or sponsored Vietnamese-American event, or at any public function organized by the Vietnamese-American community, subject to the permit requirements of the event's locality; and

BE IT FURTHER RESOLVED that the Missouri General Assembly encourages county officials and city legislators in the State of Missouri to pass resolutions recognizing the yellow with three red stripes heritage and freedom flag as the official flag of the Vietnamese-American community.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 9**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 9

WHEREAS, following breast cancer, cervical cancer is the second most common cancer in women worldwide after breast cancer; and

WHEREAS, according to United States cervical cancer statistics, the disease is the third most common gynecological cancer among American women. With approximately 12,200 new cases diagnosed annually, 4,100 of these cases result in death; and

WHEREAS, with regular and accurate screening, cervical cancer is highly preventable with regular and accurate screening; and

WHEREAS, widespread screening programs have helped reduce death rates from cervical cancer, but women are still dying even with such advanced medical techniques and evaluative procedures; and

WHEREAS, cervical cancer cases in the United States are generally attributed to lack of education, a reduction of access available to regular cervical cancer screening, and a lack of screening accuracy; and

WHEREAS, experience shows that increasing cervical cancer awareness among women, especially under served women within our state, significantly reduces the probability of mortality; and

WHEREAS, cervical cancer disproportionately affects minority women and women with lower incomes because they are less likely to have access to routine screening; and

WHEREAS, approximately one-half of all cervical cancer cases are in women who have never been screened, and ten percent of cases are in women who have not been screened within the last five years; and

WHEREAS, the median age of cervical cancer patients at diagnosis is 47 years, the youngest median age for all female reproductive cancers; and

WHEREAS, new screening technologies, including FDA-approved testing for human papillomavirus, which is the cause of virtually all cervical cancers, offer new opportunities to finally eliminate this potentially deadly disease through early identification of women at increased risk; and

WHEREAS, leading medical organizations, including the American College of Obstetricians and Gynecologists, the American Cancer Society, and the Association of Reproductive Health Professionals have recently updated their screening guidelines to include FDA-approved testing for human papillomavirus; and

WHEREAS, women are entitled to proper cervical cancer information so they can be empowered to make informed health care decisions, and are entitled to access to routine screening, including the most accurate methods available:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby recognize that through education and screening women can lower their likelihood for developing cervical cancer, and that through early detection cervical cancer can be successfully treated after it develops; and

BE IT FURTHER RESOLVED that the Missouri General Assembly supported the Missouri Department of Health and Senior Services and the Missouri Cancer Consortium in taking the lead in formulating the Comprehensive Cancer Action Plan for Missouri, including the review of data regarding cervical cancer and human papillomavirus of women in Missouri, evaluating current methods used to provide women with information regarding cervical cancer, access to regular screening, and options for increasing screening accuracy; and

BE IT FURTHER RESOLVED that the Missouri General Assembly supports the Missouri Department of Health and Senior Services and the Missouri Cancer Consortium in the identification of pockets of need, priority strategies, and new technologies, including new introduced therapies and preventive vaccines which are effective in preventing and controlling cervical cancer; and

BE IT FURTHER RESOLVED that the Missouri General Assembly directs that the Comprehensive Cancer Action Plan for Missouri, which serves as a nationwide model of effective cancer control strategies, be presented annually to the Governor, Lieutenant Governor, President Pro Tem of the Senate, the Speaker of the House of Representatives, and be posted on the Missouri state web site homepage; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for Governor Matt Blunt, Lieutenant Governor Peter Kinder, the Director of the Department of Health and Senior Services, and the Missouri Cancer Consortium.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1514, introduced by Representatives Johnson (47) and Smith (118), relating to local political subdivisions.

HB 1515, introduced by Representative Behnen, relating to collaborative practice.

HB 1516, introduced by Representative Behnen, relating to failure to yield to an emergency vehicle.

HB 1517, introduced by Representative Behnen, relating to the board of pharmacy.

HB 1518, introduced by Representatives Johnson (61), Jolly and Oxford, relating to orders of protection.

HB 1519, introduced by Representatives Johnson (61), Baker (25), Oxford, Brown (50) and El-Amin, relating to postconviction DNA testing.

HB 1520, introduced by Representatives Wright-Jones, Johnson (47), Denison, Baker (25), Chappelle-Nadal, Bowman, Daus, Bean, Parker, Storch, Lampe, Brown (50), Darrough, Oxford, Zweifel, Corcoran, Fraser, Haywood, Wildberger, Bland, Bogetto, Page, LeVota, Lowe (44), Hughes, Johnson (90), Curls, Low (39), Donnelly, Boykins, Sanders Brooks, Hoskins, Vogt, Johnson (61), Walton, El-Amin and Harris (23), relating to reducing the number of abortions in the state through the prevention first act.

HB 1521, introduced by Representatives Richard, Pearce, Kratky, Bowman, Day, Sater, Deeken, Hobbs, Pollock, Dusenberger, Stevenson, Storch, Page, Muschany, Weter, Smith (14), Moore, Roorda, May, Ervin, Spreng, Wilson (119), McGhee, Bruns, Corcoran, Wildberger, Sutherland, Schneider, Chappelle-Nadal, Sander, Flook and Avery, relating to the Missouri business use incentive for large-scale development act.

HB 1522, introduced by Representatives Sander, Cunningham (86) and Moore, relating to high school diplomas.

HB 1523, introduced by Representative Cunningham (145), relating to motor fuel tax.

HB 1524, introduced by Representatives Lampe, Jetton, Marsh, Walsh, Meiners, Page, Meadows, Yaeger, Rucker, Bowman, Curls, Bogetto, Whorton, Harris (110), Oxford, Wildberger, Brown (50), Darrough, Salva, Zweifel, Villa, Page, Dougherty, Robinson, George, Wright-Jones, Lowe (44), Baker (25), Harris (23), Witte, Donnelly, Schoemehl, LeVota, Bland, Daus, Curls, Skaggs, Roorda, Kratky, Haywood, Burnett, Storch, Hughes, Aull, Casey, Young, Johnson (90), Johnson (61), Low (39), El-Amin, Corcoran, Hubbard, Kuessner, Wagner, Fraser, Liese, Dempsey, Cooper (120), Swinger, Wright (159), Fisher, Weter, Robb, Sutherland, Henke, Hoskins, Spreng, Walton, Parson, McGhee and Chappelle-Nadal, relating to corporations.

HB 1525, introduced by Representatives Wilson (119), Loehner, Schad, Wallace, Fisher, Stevenson, Smith (150), Chinn, Wilson (130), Franz, Threlkeld, Brown (30), Ruestman, Dethrow, Jones, Bruns, Self, Viebrock, Wood, Nolte, Kelly, Moore, Cunningham (145), Pollock, Wells, Smith (118), McGhee, Hunter, Cooper (120), Wright (137), Hobbs, Sater, Dusenberg, Yates, Parson, Dixon, Robb, Weter, Munzlinger, Schlottach and Deeken, relating to county treasurers.

HB 1526, introduced by Representative Storch, relating to members of the general assembly.

HB 1527, introduced by Representative Storch, relating to crime of bribery of a public servant.

HB 1528, introduced by Representative Storch, relating to lobbyists.

HB 1529, introduced by Representative Storch, relating to the use of private airplanes by certain elected officials.

HB 1530, introduced by Representative Storch, relating to duties of the attorney general.

HB 1531, introduced by Representatives Skaggs, Burnett, LeVota, Johnson (90), Zweifel, Darrough and Hughes, relating to commercial solicitations.

HB 1532, introduced by Representatives Lembke, Jetton, Bearden, Dempsey, St. Onge, Bivins, Portwood, Avery, Hubbard, Stevenson, Davis, Fares, Muschany, Icet, Nieves, Threlkeld, Sutherland, Cunningham (86), Richard, Hunter, Faith, Sater, Storch, Yaeger, Wood, Corcoran, George, Moore, Smith (14), Page, Walton, Villa, Schneider and Vogt, relating to the state emissions inspection program.

HB 1533, introduced by Representatives Lembke, Portwood, Avery, Harris (110), Sater, Wells, Cunningham (86), Meadows, Roark, McGhee, Whorton, Brown (50), Sutherland, Cooper (155), Emery, Ervin, Nieves, Stevenson, Spreng, Rucker, Schad and Jones, relating to eminent domain.

HB 1534, introduced by Representatives Lembke, Jetton, Bivins, Bearden, Dixon, Portwood, Cooper (155), Nieves, Emery, Self, Dempsey, Fisher, Phillips, Harris (110), Kraus, Roorda, Stevenson, Cunningham (86), Moore, Rector, Smith (118), McGhee, Baker (123), Davis, Whorton, Yaeger, Schad, Jones, Loehner, Sander, Muschany, Wagner, Casey, Avery, Lipke, Icet, Ervin and Sander, relating to funding for the life sciences research trust fund.

HB 1535, introduced by Representatives Emery, Guest, Lampe and McGhee, relating to public utility equipment.

HB 1536, introduced by Representatives Schaaf and Hubbard, relating to lead abatement and prevention of lead poisoning.

HB 1537, introduced by Representatives Schaaf, Denison, Page, Dougherty, Salva, Hunter and Tilley, relating to certificate of need.

HB 1538, introduced by Representatives Yates, Moore, Bivins, Wasson, Johnson (47), Dusenberg, Avery, Wildberger and Page, relating to the dental carve-out act of 2006.

HB 1539, introduced by Representatives Stevenson, Phillips, Fisher and McGhee, relating to the health care rights of conscience act.

HB 1540, introduced by Representatives St. Onge and Wright-Jones, relating to motor fuel tax exemptions.

HB 1541, introduced by Representatives St. Onge, Yaeger, Wood, Page, Meadows, Swinger and Wagner, relating to the graduated driver's licensing system.

HB 1542, introduced by Representatives Salva, Wildberger, Johnson (47) and Deeken, relating to the Missouri ethics commission.

HB 1543, introduced by Representatives Salva, Wildberger and Deeken, relating to public employees.

HB 1544, introduced by Representatives Swinger, Witte, Aull, Kuessner, Wright (159) and Roorda, relating to school funding for summer school.

HB 1545, introduced by Representative Dixon, relating to audiology.

COMMITTEE ASSIGNMENTS

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Aull, Joe
Bogetto, Jane
Corcoran, Michael

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Bland, Craig
Page, Sam
Skaggs, Trent
Swinger, Terry

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Lowe, Jenee
Oxford, Jeanette
Rucker, Martin
Bowman, John

SPECIAL COMMITTEE ON AGRI-BUSINESS

Harris, Belinda
Whorton, Jim
Witte, Terry
Wright-Jones, Robin

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Baker (25) is no longer a member of the Appropriations-Education Committee and has been appointed a member of the Appropriations-Health, Mental Health and Social Services Committee.

Representative Bogetto has been appointed a member of the Health Care Policy Committee, and the Small Business Committee.

Representative Lampe has been appointed a member of the Tourism Committee.

Representative Low (39) has been appointed a member of the Elections Committee.

Representative Page is no longer a member of the Appropriations-Health, Mental Health and Social Services Committee, and has been appointed a member of the Appropriations-Education Committee.

Representative Vogt has been appointed a member of the Appropriations-General Administration Committee.

Representative Wright-Jones is no longer a member of the Small Business Committee, and has been appointed a member of the Agriculture Policy Committee.

WITHDRAWAL OF HOUSE BILLS

January 24, 2006

Stephen S. Davis, Chief Clerk
Missouri House of Representatives
Room 306C, State Capitol
Jefferson City, MO 65101

Dear Mr. Davis:

I respectfully request the withdrawal of **House Bill No. 1084**. Thank you for your consideration in this matter.

Sincerely,

/s/ Darrell Pollock
State Representative
District 146

TO: Steve Davis, Chief Clerk of the House of Representatives

FROM: Representative Michael G. Corcoran, District 77

DATE: January 25, 2006

SUBJECT: Withdrawal of House Bill No. 1463

I wish to withdraw **House Bill No. 1463**, relating to health care payroll assessments. I am in the process of making some changes and I will be re-filing this bill at a later date.

The following member's presence was noted: Hobbs.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, January 26, 2006.

COMMITTEE MEETINGS

APPROPRIATIONS - EDUCATION

Monday, January 30, 2006, 10:30 a.m. Hearing Room 1.
Presentation of the Governor's recommendations for the
Department of Elementary and Secondary Education.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 6.
Budget presentation for the Department of Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 31, 2006, 2:45 p.m. Hearing Room 6.
The Department of Corrections will finish their budget presentation and
the Department of Public Safety will begin their budget presentation.

INSURANCE POLICY

Thursday, January 26, 2006, Side Gallery upon morning adjournment.
Executive session.
Executive session will be held on: HB 1155

LOCAL GOVERNMENT

Thursday, January 26, 2006, 8:00 a.m. Hearing Room 6.

Work session on HB 1070 to follow.

Public hearings to be held on: HB 1033, HB 1119, HB 1030

HOUSE CALENDAR

THIRTEENTH DAY, THURSDAY, JANUARY 26, 2006

HOUSE BILLS FOR SECOND READING

HB 1514 through HB 1545

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRTEENTH DAY, THURSDAY, JANUARY 26, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

Almighty God, we thank You for the gifts of health and creativity, of knowledge and opportunity to accomplish the work of this week in the House of Representatives. We thank You for those who work with us and for those who help us behind the scenes. By Your grace sustain us in completing well the work remaining for us at the Capitol today.

We thank You for the opportunity to return to our families and home districts this afternoon. Once there, guide us to make the connections we need, to find time to study and think, and to consult with those we need to hear. Help us in all we need to represent the people well, and to be ready to return here next week.

We pray to You, who are our God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Nicholas Demitri Scales and Destiny Desha Battle-Hilacian.

The Journal of the twelfth day was approved as printed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 30
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger

Muschany	Myers	Nance	Nieves	Nolte
Oxford	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Hobbs	Jones	Liese	Page
Robb				

VACANCIES: 003

SPECIAL RECOGNITION

The Camdenton Lakers High School Football Team was introduced by Representative Cooper (155) and recognized for attaining the 2005 Class 4 State Football Championship.

The Raymore-Peculiar Panthers High School Football Team was introduced by Representative Baker (123) and recognized for attaining the 2005 Class 5 State Football Championship.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 266	-	Representative Cooper (158)
House Resolution No. 267	-	Representative Brown (30)
House Resolution No. 268	-	Representative Lampe
House Resolution No. 269		
and		
House Resolution No. 270	-	Representative Munzlinger
House Resolution No. 271	-	Representative Zweifel
House Resolution No. 272		
and		
House Resolution No. 273	-	Representative Witte
House Resolution No. 274	-	Representative Cunningham (145)
House Resolution No. 275	-	Representative Nolte
House Resolution No. 276	-	Representatives Roorda and El-Amin
House Resolution No. 277	-	Representative Harris (23)

House Resolution No. 278
and
House Resolution No. 279 - Representative Icet
House Resolution No. 280
through
House Resolution No. 282 - Representative Donnelly
House Resolution No. 283 - Representative Schoemehl
House Resolution No. 284 - Representative Day

HOUSE CONCURRENT RESOLUTION

Representative Sater offered House Concurrent Resolution No. 13.

SECOND READING OF HOUSE BILLS

HB 1514 through **HB 1545** were read the second time.

REFERRAL OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 12 - Rules

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 31 - Judiciary
HJR 42 - Local Government
HJR 43 - Conservation and Natural Resources
HJR 44 - Veterans
HJR 45 - Judiciary
HJR 46 - Special Committee on General Laws

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1046 - Insurance Policy
HB 1114 - Workforce Development and Workplace Safety
HB 1117 - Transportation
HB 1128 - Retirement
HB 1183 - Children and Families
HB 1184 - Judiciary
HB 1185 - Judiciary
HB 1186 - Workforce Development and Workplace Safety
HB 1187 - Workforce Development and Workplace Safety

- HB 1188** - Professional Registration and Licensing
- HB 1189** - Retirement
- HB 1190** - Local Government
- HB 1191** - Senior Citizen Advocacy
- HB 1192** - Corrections and Public Institutions
- HB 1193** - Conservation and Natural Resources
- HB 1194** - Elections
- HB 1195** - Judiciary
- HB 1196** - Children and Families
- HB 1197** - Crime Prevention and Public Safety
- HB 1198** - Judiciary
- HB 1199** - Crime Prevention and Public Safety
- HB 1201** - Local Government
- HB 1202** - Crime Prevention and Public Safety
- HB 1203** - Crime Prevention and Public Safety
- HB 1204** - Judiciary
- HB 1205** - Crime Prevention and Public Safety
- HB 1206** - Ways and Means
- HB 1208** - Senior Citizen Advocacy
- HB 1211** - Job Creation and Economic Development
- HB 1212** - Senior Citizen Advocacy
- HB 1213** - Workforce Development and Workplace Safety
- HB 1214** - Ways and Means
- HB 1215** - Senior Citizen Advocacy
- HB 1217** - Judiciary
- HB 1218** - Elementary and Secondary Education
- HB 1219** - Senior Citizen Advocacy
- HB 1220** - Crime Prevention and Public Safety
- HB 1221** - Children and Families
- HB 1222** - Health Care Policy
- HB 1224** - Local Government
- HB 1225** - Local Government
- HB 1226** - Health Care Policy
- HB 1227** - Financial Institutions
- HB 1228** - Job Creation and Economic Development
- HB 1230** - Conservation and Natural Resources
- HB 1232** - Special Committee on Healthcare Facilities
- HB 1233** - Judiciary
- HB 1234** - Special Committee on Student Achievement and Finance
- HB 1237** - Veterans
- HB 1238** - Local Government
- HB 1239** - Judiciary
- HB 1240** - Judiciary
- HB 1241** - Corrections and Public Institutions
- HB 1242** - Judiciary
- HB 1249** - Job Creation and Economic Development
- HB 1310** - Crime Prevention and Public Safety

HB 1339 - Professional Registration and Licensing
HB 1341 - Judiciary
HB 1345 - Judiciary
HB 1391 - Transportation
HB 1401 - Judiciary
HB 1411 - Professional Registration and Licensing
HB 1416 - Agriculture Policy
HB 1444 - Children and Families
HB 1456 - Workforce Development and Workplace Safety
HB 1461 - Special Committee on General Laws
HB 1467 - Crime Prevention and Public Safety
HB 1485 - Children and Families
HB 1502 - Elementary and Secondary Education
HB 1503 - Judiciary

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

SB 578 - Crime Prevention and Public Safety

INTRODUCTION OF HOUSE BILL - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

HB 1014, introduced by Representative Icet, to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2006.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1546, introduced by Representatives Meadows, Kratky, Wildberger, Darrough, George, Whorton, Deeken, Roorda and Casey, relating to sales tax exemptions.

HB 1547, introduced by Representatives Pearce, Weter, Yates, Fisher, Nolte, LeVota, Whorton, Page, Cunningham (86), Wasson, Wood, Corcoran, Yaeger, Pratt, Wildberger, Witte, Munzlinger, Flook, Kraus and Moore, relating to unsolicited commercial electronic mail.

HB 1548, introduced by Representatives Pearce, Weter, Yates, Fisher, Nolte, LeVota, Whorton, Page, Cunningham (86), Wasson, Wood, Sater, Wilson (119), Dusenberger, Corcoran, Yaeger, Wilson (130), Pratt, Wildberger, Witte, Munzlinger, Flook, Kraus, Moore and Guest, relating to the telemarketing no-call list.

HB 1549, introduced by Representatives Pearce, Weter, Fisher, Nolte, LeVota, Whorton, Cunningham (86), Wasson, Wood, Sater, Wilson (119), Dusenber, Corcoran, Yaeger, Wilson (130), Witte, Meadows, Flook, Kraus, Moore and Guest, relating to exempting certain individuals from proving lawful presence in order to obtain a driver's license.

HB 1550, introduced by Representatives Pearce, Weter, Fisher, Nolte, LeVota, Wasson, Wood, Dusenber, Yaeger, Witte, Meadows and Flook, relating to evidence of hazardous materials.

HB 1551, introduced by Representatives Tilley and Robinson, relating to barbers and barber establishments.

HB 1552, introduced by Representatives Brown (50), Jackson, Bland, Schad, Zweifel, Villa, Hubbard, Bowman, Meadows, Storch, Rucker, Aull, Salva, Johnson (47), Baker (25), Kuessner, Wright-Jones, Roorda, Darrough, Wildberger, Schoemehl, Bringer, Silvey, McGhee, Day, Whorton, Haywood, Vogt, Chappelle-Nadal, Faith, Yates, Hunter, Phillips, Dempsey, Loehner, Flook, Stevenson, Kratky, Fisher, Donnelly, LeVota, Walsh, Parker, El-Amin, Sanders Brooks, Nance, Jones, Sander, Avery, Young, Dougherty and Cunningham (145), relating to veterans.

HB 1553, introduced by Representatives Cooper (120), Cooper (155), Wilson (119), Weter, Loehner, Whorton, Guest, Henke and Robb, relating to blasting and excavation.

HB 1554, introduced by Representatives Fraser, Chappelle-Nadal, Donnelly, Yaeger, Lampe, Storch, Bogetto, Sanders Brooks, Low (39), Johnson (61) and Hughes, relating to licensure of homes for children.

HB 1555, introduced by Representatives Yaeger, Harris (110), Meadows, Darrough, McGhee, Wildberger, Wright-Jones, Kuessner, Wood, Bivins, Lampe and Spreng, relating to child visitation rights.

HB 1556, introduced by Representatives Behnen, Quinn, Munzlinger, Hobbs and Chinn, relating to hand fishing.

HB 1557, introduced by Representatives Roorda, Bogetto, Yaeger, Lampe, Witte, Meadows, Moore, Harris (23), Wildberger, Wright-Jones, Jones, Parson, Schaaf, Oxford, Casey, Harris (110), Jackson, Bowman, Storch, Darrough, Jolly, Johnson (90), Hughes, Bringer, Schoemehl, Corcoran, Swinger, Spreng, Skaggs, Baker (25), Robinson, Aull, Brown (50), Chappelle-Nadal, El-Amin, Salva, Day, Bruns, Rucker, Henke, Dougherty, Kuessner, Whorton, Bland, Shoemyer, LeVota, Meiners, Young, Black, Kraus, Pearce, Flook, Sater, Wagner, George, Tilley, Fisher, Kratky, Johnson (61), Zweifel, Walsh, Villa, Boykins, Faith, Wallace and Denison, relating to solvents.

HB 1558, introduced by Representatives Roorda, Jolly, Yaeger, Casey, Bogetto and Meadows, relating to motorcycle stunt driving.

HB 1559, introduced by Representatives Cunningham (86), Ruestman, Harris (110), Flook, Nolte and Wildberger, relating to donation of food.

HB 1560, introduced by Representative Bearden, relating to medical assistance.

HB 1561, introduced by Representative Bearden, relating to used car dealer courses.

HB 1562, introduced by Representatives Henke, Kuessner, Zweifel, LeVota, Walsh, Wildberger, Young, Dougherty, Skaggs, Wright-Jones, Schaaf, Yaeger, Corcoran, Darrough, Meadows, Spreng, George, Burnett, Swinger, Harris (110), Meiners, Wilson (119), Fraser, Faith, Aull and Threlkeld, relating to exempting certain individuals from proving lawful presence in order to obtain a driver's license.

HB 1563, introduced by Representatives Day, Jackson, Wasson, Dethrow, Fisher, Sander, Smith (150), Bivins, Richard, Sater, Schad, Pearce, Cunningham (86), Tilley, Kraus, Wilson (119) and Smith (14), relating to income tax exemptions for military pensions.

HB 1564, introduced by Representative Day, relating to transient guest taxes.

HB 1565, introduced by Representative Yates, relating to student enrollment hearings.

HB 1566, introduced by Representatives Lowe (44), Walsh, Meiners, Corcoran, George, Hughes, Storch, Baker (25), Wagner, Jolly, Fraser, Spreng, Yaeger, Darrough, Lowe (39), Oxford, Dougherty, Wildberger, Bland, Bowman, Young, Salva, Chappelle-Nadal, Curls, Kratky, Bogetto, Zweifel, Vogt, Daus, Burnett, Sanders Brooks, Johnson (61), Boykins, Wright-Jones, Walton, Whorton, Schoemehl, Lampe and Meadows, relating to employment practices relating to gender.

HB 1567, introduced by Representative Sater, relating to Medicaid.

HB 1568, introduced by Representatives Kuessner, Donnelly, Burnett, Wright-Jones, Walsh, Swinger, Lampe, George, Fraser, Harris (23), Witte, Hoskins, Sanders Brooks, Low (39), Henke, Robinson, Curls, Vogt, Hubbard, Bowman, Liese, Wagner, Skaggs, Kratky, Shoemyer, Yaeger, Meadows, Casey, Oxford, Roorda, Salva, Brown (50), Chappelle-Nadal, Schoemehl, Harris (110), Corcoran, Dougherty, Bogetto, Jolly, Boykins, Spreng, LeVota, El-Amin, Meiners, Storch, Zweifel, Aull, Johnson (90), Page, Baker (25), Darrough, Bringer, Johnson (61), Young, Lowe (44), Daus, Hughes, Haywood, Villa, Walton, Bland and Rucker, relating to health care benefits.

HB 1569, introduced by Representatives El-Amin, Chappelle-Nadal, Walton, Bland, Low (39), Bowman, Hoskins, Boykins, Johnson (61), Rucker, Sanders Brooks, Baker (25) and Oxford, relating to civilian review boards.

HB 1570, introduced by Representatives El-Amin, Chappelle-Nadal, Bland, Bowman, Low (39), Hoskins, Oxford, Villa, Johnson (61), Fraser, Rucker and Sanders Brooks, relating to jury service.

HB 1571, introduced by Representatives Dixon, Viebrock, Marsh, Aull and Denison, relating to Missouri court-appointed special advocate programs.

WITHDRAWAL OF HOUSE BILL

January 26, 2006

Stephen S. Davis, Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

Dear Mr. Davis:

I respectfully request that **House Bill No. 1458** be withdrawn.

Thank you.

Sincerely,

/s/ Jeneé Lowe

The following member's presence was noted: Hobbs.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 4:00 p.m., Monday, January 30, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, January 31, 2006, 12:00 p.m. Hearing Room 1.
There will be a fifteen minute presentation by Farm Credit Systems.
Executive session will be held on: HB 1270

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 4.
Budget overviews of Governor's recommendations for Departments of Agriculture, Natural Resources, and Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 4.
Budget overviews of Governor's recommendations for Departments of Agriculture, Natural Resources, and Conservation.

APPROPRIATIONS - EDUCATION

Monday, January 30, 2006, 10:30 a.m. Hearing Room 1.
Presentation of the Governor's recommendations for the Department of Elementary and Secondary Education.

APPROPRIATIONS - EDUCATION

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 1.

Begin mark-up for Department of Elementary and Secondary Education.

Possible Executive session.

Committee may reconvene at 2:45 p.m. if necessary.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 7.

Budgets to be reviewed: Office of Administration, Operating continued, Public Debt, and Employee Benefits.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 31, 2006, 2:45 p.m. Hearing Room 7.

Office of Administration continued.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 7.

Budgets to be reviewed: Elected Officials, Governor, Lieutenant Governor, Secretary of State, Treasurer, and State Auditor.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 3.

Public and Provider testimony to be heard.

Session will reconvene at 2:45 p.m.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 3.

Public and Provider testimony to be heard.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 6.

Budget presentation for the Department of Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 31, 2006, 2:45 p.m. Hearing Room 6.

The Department of Corrections will finish their budget presentation and the Department of Public Safety will begin their budget presentation.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 6.

Budget presentations will be taking place for the Department of Public Safety.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 5.

Public testimony from the Departments of Transportation, Economic Development, Insurance, and Labor.

Executive session to follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 5.

Public testimony from the Departments of Transportation,
Economic Development, Insurance, and Labor.

Executive session to follow.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 31, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1095, HB 1310

HIGHER EDUCATION

Tuesday, January 31, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1060, HB 1428, HB 1036

TOURISM

Tuesday, January 31, 2006, 12:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearing to be held on: HB 1157

TRANSPORTATION

Wednesday, February 1, 2006, 8:00 a.m. Hearing Room 1.

Public hearings to be held on: HB 1391, HB 1043, HB 1165

VETERANS

Wednesday, February 1, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 978, HB 1118, HB 1138, HB 1141, HB 1427

HOUSE CALENDAR

FOURTEENTH DAY, MONDAY, JANUARY 30, 2006

HOUSE BILL FOR SECOND READING - APPROPRIATIONS

HB 1014

HOUSE BILLS FOR SECOND READING

HB 1546 through HB 1571

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FOURTEENTH DAY, MONDAY, JANUARY 30, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

We give praise and thanks to You, O God, we praise and give thanks; Your wondrous works declare that Your Name is near and they who invoke Your Name rehearse Your wonders.

You have brought us to this place of exaltation. For promotion and power come from nowhere on Earth, but only from You. You promote one and depose another.

Lord God, we put out of our mind the things that are behind us and reach forth unto those things which are before us. We have much to accomplish in this session and refuse to be hindered by looking back at unfulfilled promises, personal disappointments, or fixating on past victories. We press forward with our eyes upon You, for we trust in You.

Heavenly Father, with Your help, Your wisdom, and Your guidance, we all can play a vital role in shaping a great future for our state and its people. With that in mind, we conduct the business at hand.

Now may the grace of our Lord rest and abide with us all; to Him be the glory both now and forever.

For it's in the name of Your Son we pray. Amen and amen.

The Pledge of Allegiance to the flag was recited.

Representative Rector assumed the Chair.

The Journal of the thirteenth day was approved as printed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Bivins	Black	Bogetto	Boykins
Bringer	Brooks	Brown 30	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hunter	Icet	Johnson 47	Johnson 61	Johnson 90

Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Behnen	Bland	Bowman	Donnelly	Hughes
Jackson	Liese			

VACANCIES: 003

HOUSE RESOLUTION

Representative Bivins offered House Resolution No. 305.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 285	-	Representative Schad
House Resolution No. 286	-	Representative Hoskins
House Resolution No. 287	-	Representative Dethrow
House Resolution No. 288	-	Representative Deeken
House Resolution No. 289	-	Representative Weter
House Resolution No. 290	-	Representative Meadows
House Resolution No. 291	-	Representative Sander
House Resolution No. 292		
through		
House Resolution No. 294	-	Representative Fisher
House Resolution No. 295	-	Representative Bruns
House Resolution No. 296	-	Representative Fisher
House Resolution No. 297	-	Representative Bruns
House Resolution No. 298	-	Representative Nance
House Resolution No. 299	-	Representative Jackson

House Resolution No. 300 - Representative Day
House Resolution No. 301 - Representative Pollock
House Resolution No. 302 - Representative Sater
House Resolution No. 303 - Representative Nieves
House Resolution No. 304 - Representative Self
House Resolution No. 306 - Representative Day
House Resolution No. 307
and
House Resolution No. 308 - Representative Aull

SECOND READING OF HOUSE BILL - APPROPRIATIONS

HB 1014 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1546 through **HB 1571** were read the second time.

REFERRAL OF HOUSE BILL - APPROPRIATIONS

The following House Bill was referred to the Committee indicated:

HB 1014 - Budget

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1572, introduced by Representative Schaaf, relating to continuing education for nursing home administrators.

HB 1573, introduced by Representatives Robb, Weter, Wilson (119), Flook, Chinn, Nance, Day, Muschany, Yates, Schneider and Smith (150), relating to identification for voter registration.

HB 1574, introduced by Representatives Fisher, Nance, Wilson (119), Bivins, Silvey, Dusenberg, Ervin, Baker (123), Lampe, Whorton, Self, Day, Sander, Denison, Schad, Dixon, Roorda, Harris (110), Meadows, Nieves, Smith (14), Wilson (130), Moore, Schlottach, Kelly, Deeken, Emery, Ruestman, Wright (159), Stevenson, McGhee, Wells, Cunningham (145), Kraus, Wright (137), Jetton and Wasson, relating to income taxes.

HB 1575, introduced by Representatives Dixon, Johnson (61), Hubbard, Boykins, Denison, Cooper (158), Marsh, Curls, Nolte, Haywood, Jones, Bruns, Moore, Deeken, Hoskins and Wright-Jones, relating to state officials and employees.

HB 1576, introduced by Representatives Donnelly, Robb, Storch, Oxford, Moore, Flook, El-Amin, Zweifel, Fares, Bean, Whorton, Baker (25), Harris (23), Johnson (61), Jolly and Yaeger, relating to licensed child care facilities.

HB 1577, introduced by Representatives Pollock, Wells, Loehner, Jones, Deeken, Schad, Fisher and Cunningham (145), relating to the state milk board.

HB 1578, introduced by Representatives Zweifel, Walsh, Darrough, Meadows, Liese, Donnelly, Henke, Oxford, Witte, Spreng, Wildberger, Johnson (90), Yaeger, George, Villa, Wright-Jones, Burnett, Harris (110), Page, Roorda, Fraser and Storch, relating to rate schedule adjustments.

HB 1579, introduced by Representative Shoemyer, relating to hand fishing.

HB 1580, introduced by Representative Shoemyer, relating to rural hospital infrastructure.

HB 1581, introduced by Representatives Jetton, Bearden, Ruestman, Portwood, Jackson, Bruns, Dixon, Richard, Wright (159), Day, Nance, Fisher, Tilley, Kraus, Harris (110), Chappelle-Nadal, Witte, Sander, Spreng, Cooper (155), Schlottach, Munzlinger, Dusenberg, Viebrock, Weter, Wood, Yaeger, Cooper (120), Wilson (119), Emery, Meiners, Meadows, Schad, Wells, Sutherland, Page, Nolte, Wasson, Smith (14), Smith (150), Parson, Swinger, Faith, Silvey, Bivins, Nieves, Deeken, McGhee, Avery, Lembke, LeVota, Sater, Wright (137), Pratt, Moore and Black, relating to income tax credits for donations to food pantries.

The following members' presence was noted: Bland, Bowman and Hughes.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, January 31, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Jackie C. Jackson, District 89, hereby state and affirm that my vote as recorded on the vote to approve the Journal in House Journal for Monday, January 30, 2006, showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 30th day of January 2006.

/s/ Jackie C. Jackson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 30th day of January in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, January 31, 2006, 12:00 p.m. Hearing Room 1.

There will be a fifteen minute presentation by Farm Credit Systems.

Executive session will be held on: HB 1270

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 4.

Budget overviews of Governor's recommendations for Departments of Agriculture, Natural Resources, and Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 4.

Budget overviews of Governor's recommendations for Departments of Agriculture, Natural Resources, and Conservation.

APPROPRIATIONS - EDUCATION

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 1.

Begin mark-up for Department of Elementary and Secondary Education.

Possible Executive session.

Committee may reconvene at 2:45 p.m. if necessary.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 7.

Budgets to be reviewed: Office of Administration, Operating continued, Public Debt, and Employee Benefits.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 31, 2006, 2:45 p.m. Hearing Room 7.

Office of Administration continued.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 7.

Budgets to be reviewed: Elected Officials, Governor, Lieutenant Governor, Secretary of State, Treasurer, and State Auditor.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 3.

Public and Provider testimony to be heard.

Session will reconvene at 2:45 p.m.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 3.

Public and Provider testimony to be heard.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 6.

Budget presentation for the Department of Corrections.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, January 31, 2006, 2:45 p.m. Hearing Room 6.

The Department of Corrections will finish their budget presentation and the Department of Public Safety will begin their budget presentation.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 6.

Budget presentations will be taking place for the Department of Public Safety.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, January 31, 2006, 8:00 a.m. Hearing Room 5.

Public testimony from the Departments of Transportation, Economic Development, Insurance, and Labor.

Executive session to follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 5.

Public testimony from the Departments of Transportation, Economic Development, Insurance, and Labor.

Executive session to follow.

BUDGET

Wednesday, February 1, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 1014

BUDGET

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 1014

CHILDREN AND FAMILIES

Wednesday, February 1, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HJR 39, HB 1071

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 31, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1095, HB 1310, SCS SB 578

HEALTH CARE POLICY

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 7.
Public hearings to be held on: HB 1162, HCR 4, HB 1226

HIGHER EDUCATION

Tuesday, January 31, 2006, 12:00 p.m. Hearing Room 4.
Executive session may follow.
Public hearings to be held on: HB 1060, HB 1428, HB 1036

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 1, 2006, 12:00 p.m. Hearing Room 6.
Executive session may follow.
Public hearings to be held on: HB 1249, HB 1057, HB 1104, HB 1228

JUDICIARY

Tuesday, January 31, 2006, 12:00 p.m. Hearing Room 7.
Public hearings to be held on: HB 1066, HB 1100, HB 1204, HB 1401, HJR 31

LOCAL GOVERNMENT

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 6.
Executive session may follow.
Public hearings to be held on: HB 1164, HB 1146, HB 1224, HB 1225, HB 1028

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 1, 2006, 12:00 p.m. Hearing Room 1.
Public hearings to be held on: HB 1339, HB 1411, HB 1076, HB 982

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, February 1, 2006, 5:00 p.m. Hearing Room 6.
Executive session may follow.
Public hearing to be held on: HB 1080

TOURISM

Tuesday, January 31, 2006, 12:00 p.m. Hearing Room 5.
Executive session may follow.
Public hearing to be held on: HB 1157

TRANSPORTATION

Wednesday, February 1, 2006, 8:00 a.m. Hearing Room 1.
Public hearings to be held on: HB 1391, HB 1043, HB 1165

VETERANS

Wednesday, February 1, 2006, 8:00 a.m. Hearing Room 5.
Executive session may follow.
Public hearings to be held on: HB 978, HB 1118, HB 1138, HB 1141, HB 1427

HOUSE CALENDAR

FIFTEENTH DAY, TUESDAY, JANUARY 31, 2006

HOUSE BILLS FOR SECOND READING

HB 1572 through HB 1581

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FIFTEENTH DAY, TUESDAY, JANUARY 31, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

Lord, our God, You are The Great Governor of the Universe. You guide everything in wisdom and love. We pray that our President and all our national leaders be open to receive Your gift of wisdom and that they lead our people with great integrity.

May harmony and justice be secured for all our citizens, especially for those who suffer want and hardship. May harmony and true justice be secured between our nation and all other nations, especially those with whom we are involved in war and dangerous tension.

Lord God, we pray simply that all the people of our nation be able to live in reasonable prosperity and lasting peace.

Great Governor of the Universe, You are our God forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: John Thomas Kimbro III, Dahnya Rogers, Carleigh Thrower and Kyle Tonnies.

The Journal of the fourteenth day was approved as printed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 30	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager

Lampe	Lembke	LeVota	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Cooper 120	Donnelly	Flook	Hunter	Liese
Yates				

VACANCIES: 003

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 309	-	Representative Loehner
House Resolution No. 310	-	Representatives Hobbs and Witte
House Resolution No. 311	-	Representative Yaeger
House Resolution No. 312	-	Representative Smith (150)
House Resolution No. 313	-	Representative Wasson
House Resolution No. 314	-	Representative Hughes, et al.
House Resolution No. 315	-	Representative Cunningham (145)
House Resolution No. 316	-	Representative Jetton
House Resolution No. 317	-	Representative Kraus
House Resolution No. 318	-	Representative Viebrock
House Resolution No. 319	-	Representative Witte
House Resolution No. 320	-	Representatives Deeken and Bruns
House Resolution No. 321	-	Representative Quinn
House Resolution No. 322	-	Representative Viebrock

HOUSE CONCURRENT RESOLUTION

Representative Schlottach, et al., offered House Concurrent Resolution No. 14.

SECOND READING OF HOUSE BILLS

HB 1572 through **HB 1581** were read the second time.

SPECIAL RECOGNITION

William C. Cross was introduced by Representative Nolte and recognized as an Outstanding Missourian.

Representative Bruns assumed the Chair.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1582, introduced by Representatives Muschany, Bearden, Cunningham (86), Smith (118), Emery, Smith (14) and Cooper (158), relating to school district operational expenditures.

HB 1583, introduced by Representative Pratt, relating to motor vehicle dealers.

HB 1584, introduced by Representative Pratt, relating to telecommunications service rates.

HB 1585, introduced by Representatives Bogetto, Schoemehl, Corcoran, Darrough and Page, relating to the distribution of the school district fund.

HB 1586, introduced by Representatives Dougherty, Young, Whorton, McGhee, Daus, Wright (159), Flook, Yaeger, Casey, Meiners, Cunningham (86), Spreng, Walton, Lampe, Burnett and Hughes, relating to credit risk scores.

HB 1587, introduced by Representatives Dougherty, Dusenberg, Day, Darrough, Whorton, Munzlinger, Meadows, Nieves, Moore, Witte, Flook and Hughes, relating to permits to acquire concealable firearms.

HB 1588, introduced by Representatives Wilson (130), Sater, Schad, Bivins, Fisher, Jackson, Emery, Faith, Roorda and Meadows, relating to emergency vehicles.

HB 1589, introduced by Representatives Wilson (130), Ruestman, Bivins and Henke, relating to registration of home inspectors.

HB 1590, introduced by Representative Flook, relating to emergency vehicles.

HB 1591, introduced by Representative Yates, relating to consumer credit reports.

HB 1592, introduced by Representative Yates, relating to the state board of cosmetology.

HB 1593, introduced by Representatives Lowe (44), George, Hughes, Walsh, Wagner, Johnson (47), Kratky, Corcoran, Daus, Haywood, Boykins, Burnett, Young, Bland, Baker (25), Dougherty, Zweifel, Schoemehl, Bogetto, Storch, Vogt, Darrough, Oxford, Aull, Lampe, Yaeger, Curls, Bowman, Donnelly, Low (39), Robinson, Hoskins, Fraser, Spreng, Chappelle-Nadal, Johnson (90), Hubbard, Villa, Johnson (61), Harris (23), Jolly, Wright-Jones, Page, Meiners, Schneider, Brown (50), Sanders Brooks, Walton and El-Amin, relating to discrimination based on sexual orientation.

HB 1594, introduced by Representatives Smith (14), Kraus, Kelly, Curls, Nolte, Stevenson, Whorton, Behnen, Munzlinger, McGhee, Storch, Schad, Moore, Chinn, Faith, Parker, Smith (118), Jackson, Bivins, Day, Nance, Walton, Meadows, Tilley, Muschany, Baker (123), Kratky, Kuessner, Henke, Dougherty, Emery, Bean, Wells, Witte and Rupp, relating to income tax exemptions for military pensions.

HB 1595, introduced by Representatives Portwood, Lembke, May, Wright (137), Deeken, Avery, Baker (123), Kratky, Spreng, Rupp, Nance, Faith, Wasson, Smith (14), Jones, Self and LeVota, relating to the practice of chiropractic.

HB 1596, introduced by Representative Rector, relating to joint municipal utility commissions.

HB 1597, introduced by Representative Avery, relating to the distribution of the school district fund.

HB 1598, introduced by Representatives Darrough, Corcoran and Zweifel, relating to tax increment financing.

HB 1599, introduced by Representatives Deeken, Whorton, Wildberger, El-Amin, Moore and Parker, relating to health insurance coverage for treatment of inherited metabolic diseases.

HB 1600, introduced by Representatives Viebrock, Stevenson, Hughes and Meadows, relating to impoundment of animals.

HB 1601, introduced by Representatives Weter, Oxford, Bruns, Schlottach, Sater, Fisher, Wells, Wright (137), Tilley, Page, Villa, Daus, Richard, Cooper (155), Threlkeld, Yaeger and McGhee, relating to emergency medical treatment.

HB 1602, introduced by Representatives Stevenson, Black, Cooper (155), Bivins, Smith (14), Smith (150), Wood and Sander, relating to assisted suicide.

HB 1603, introduced by Representatives Stevenson, Sater, Smith (14) and Cunningham (86), relating to the telemarketing no-call list.

HB 1604, introduced by Representatives Lampe, Johnson (61), Oxford, Yaeger, Walton, Schoemehl, Chappelle-Nadal, Robinson, Rucker, Bowman, Villa, Daus, Fraser, Burnett, Young, Johnson (90), Bland, Fisher, McGhee, Kuessner, Baker (25), Storch, Wildberger, Whorton, Meiners, Meadows and Roorda, relating to unlawfully obtaining call logs.

HB 1605, introduced by Representatives Oxford, Chappelle-Nadal, Spreng and Whorton, relating to alternate rate schedules.

HB 1606, introduced by Representatives Nolte, Wildberger, Corcoran, McGhee, Meadows, Fisher, Whorton, Schad, Dixon, Schneider and Sanders Brooks, relating to state purchasing.

COMMUNICATION

January 31, 2006

Mr. Stephen S. Davis, Chief Clerk
Missouri House of Representatives
State Capitol, Room 306-C
Jefferson City, MO 65101

Dear Mr. Davis:

Pursuant to Chapters 105.452 to 105.461, RSMo, this letter is an official report that I have invested in agriculture value-added cooperatives in which I may be eligible to receive New Generation Cooperative Incentive Tax Credits or loan guarantees. I would not have more than a ten percent interest in the value-added cooperatives.

In order to comply with Chapters 105.452 to 105.461, please publish this report in the Journal of the House.

Sincerely,

/s/ Therese Sander
District 22

The following members' presence was noted: Cooper (120), Donnelly, Flook, Hunter and Yates.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, February 1, 2006.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 4.

Budget overviews of Governor's recommendations for Departments of Agriculture, Natural Resources, and Conservation.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 4.

Budget overviews of Governor's recommendations for Departments of Agriculture, Natural Resources, and Conservation.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 7.

Budgets to be reviewed: Elected Officials, Governor, Lieutenant Governor, Secretary of State, Treasurer, and State Auditor.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 3.

Public and Provider testimony to be heard.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 6.

Budget presentations will be taking place for the Department of Public Safety.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 1, 2006, 2:45 p.m. Hearing Room 5.

Public testimony from the Departments of Transportation, Economic Development, Insurance, and Labor.

Executive session to follow.

BUDGET

Wednesday, February 1, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 1014

BUDGET

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 1014

CHILDREN AND FAMILIES

Wednesday, February 1, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HJR 39, HB 1071

HEALTH CARE POLICY

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 7.

Public hearings to be held on: HB 1162, HCR 4, HB 1226

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 1, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1249, HB 1057, HB 1104, HB 1228

LOCAL GOVERNMENT

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1164, HB 1146, HB 1224, HB 1225, HB 1028

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 1, 2006, 12:00 p.m. Hearing Room 1.

Public hearings to be held on: HB 1339, HB 1411, HB 1076, HB 982

SENIOR CITIZEN ADVOCACY

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1121, HB 1145, HB 1212, HB 1219, HB 1359

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, February 1, 2006, 5:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: HB 1080

TRANSPORTATION

Wednesday, February 1, 2006, 8:00 a.m. Hearing Room 1.

Public hearings to be held on: HB 1391, HB 1043, HB 1165

VETERANS

Wednesday, February 1, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 978, HB 1118, HB 1138, HB 1141, HB 1427

WAYS AND MEANS

Wednesday, February 1, 2006, 6:00 p.m. Hearing Room 5.

Public hearing to be held on: HJR 35

Executive session will be held on: HB 1156, HB 1073, HB 1074

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, February 1, 2006, 12:00 p.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 1456

HOUSE CALENDAR

SIXTEENTH DAY, WEDNESDAY, FEBRUARY 1, 2006

HOUSE BILLS FOR SECOND READING

HB 1582 through HB 1606

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 5, (1-25-06, Page 129) - Bearden

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 6, (1-25-06, Page 130) - Burnett
- 2 HCR 9, (1-25-06, Pages 130-131) - Ruestman

HOUSE RESOLUTIONS

- 1 HR 68, (1-19-06, Page 97) - Wright (137)
- 2 HR 15, (1-25-06, Page 128) - Deeken
- 3 HR 108, (1-25-06, Pages 128-129) - Deeken

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTEENTH DAY, WEDNESDAY, FEBRUARY 1, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Reverend James Earl Jackson.

Blessed are You, Lord God, who alone works wonders and may the whole earth be filled with Your glory. O Sovereign Lord, we are Your servants. You have only begun to show us Your greatness and power. There is none like You.

You chose us from among the people: Fathers and mothers, husbands and wives, business men and women, professionals, friends and coworkers; brought here to represent our districts, to wisely introduce and establish law and in the performance of these duties, be an example of honesty, honor and strength.

Help us in our weakness, guide us in our deliberations, instruct us in Your plans and purposes.

We join a grieving nation at the passing of a beloved American and civil rights leader, Coretta Scott King. May her family experience Your peace and comfort during this trying season in their lives.

Now may the Lord of Peace, Himself, continually grant us peace in every circumstance. The Lord be with us all.

For it is in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Alyssa Mary Struempf and Alexa Erin Struempf.

The Journal of the fifteenth day was approved as printed by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 30	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood

Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 001

Liese

VACANCIES: 003

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 323

through

House Resolution No. 326 - Representative Witte

House Resolution No. 327 - Representative Pratt

House Resolution No. 328

through

House Resolution No. 339 - Representative Lampe

House Resolution No. 340 - Representative Bruns

House Resolution No. 341

through

House Resolution No. 343 - Representative Johnson (61)

House Resolution No. 344 - Representative Storch

House Resolution No. 345 - Representative Cunningham (145)

House Resolution No. 346 - Representatives Hubbard and Fares

House Resolution No. 347 - Representative Jackson

House Resolution No. 348 - Representative Dethrow

House Resolution No. 349 - Representative Kratky

House Resolution No. 350 - Representatives Kratky and Harris (110)

House Resolution No. 351 - Representative Davis

House Resolution No. 352 - Representatives Harris (23) and Baker (25)
House Resolution No. 353 - Representative Robinson
House Resolution No. 354 - Representative Cunningham (86)

SECOND READING OF HOUSE BILLS

HB 1582 through **HB 1606** were read the second time.

SPECIAL RECOGNITION

The Highland Lady Cougars Softball Team of the Lewis County C-1 School District was introduced by Representative Munzlinger and recognized for attaining the 2005 Class 2 State Softball Championship.

COMMITTEE REPORT

Committee on Tourism, Chairman Marsh reporting:

Mr. Speaker: Your Committee on Tourism, to which was referred **HB 1157**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 47, introduced by Representative Flook, relating to the general assembly.

HJR 48, introduced by Representatives Bearden, Lager, Jetton, Icet, Wasson, Robb, Self, Ruestman, Dempsey, Nieves, Ervin, Phillips, Brown (30), Myers, Wilson (119), Munzlinger, Davis, Wood, Schneider, Threlkeld, Smith (14), Emery, Dusenberg, Hunter, Bivins, Faith, Black, Cunningham (86), Quinn, Sander, Moore, Dixon, Sutherland, Cooper (158), Jones, Roark, Stevenson and Cooper (155), relating to limits on state appropriations.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1607, introduced by Representatives Schneider, Hubbard, Jetton, Johnson (47), St. Onge, Villa, Smith (118), Dempsey, Bearden, Faith, Davis, Jones, Schad, Bruns, Denison, Moore, Walton, Lembke, Rupp, Cunningham (86), Flook, Henke, McGhee, Yaeger and Chappelle-Nadal, relating to A+ school reimbursements.

HB 1608, introduced by Representatives Wilson (130) and Yates, relating to funding for the department of insurance.

HB 1609, introduced by Representative Pratt, relating to redistributing profits from crime.

HB 1610, introduced by Representative Tilley, relating to barbers and barber establishments.

HB 1611, introduced by Representative Dixon, relating to annexation in fire protection districts.

HB 1612, introduced by Representatives Page, Baker (25), Chappelle-Nadal, Schaaf, Harris (23), Sater, Harris (110), Darrough, Swinger, Young and Oxford, relating to health insurance benefits for dependents.

HB 1613, introduced by Representative Aull, relating to insurance premium rates.

HB 1614, introduced by Representative Aull, relating to Missouri court-appointed special advocate programs.

HB 1615, introduced by Representatives Burnett, Skaggs and Johnson (47), to authorize the conveyance of certain property to the city of Kansas City.

HB 1616, introduced by Representatives Kelly, Deeken, Jackson, Tilley, Dethrow, Wells, Pollock, Cunningham (145) and Kuessner, relating to sales tax exemption for certain funeral merchandise.

HB 1617, introduced by Representatives McGhee, Munzlinger, Nance, Wells, Wright (159), Day, Bean, Smith (150), Bearden, Tilley, Jetton, Loehner, Wilson (119), Silvey, Wallace, Brown (30), Black, Brown (50), Jones, Nieves, Kelly, Avery, Lampe, Chappelle-Nadal and Schad, relating to landowner liability.

HB 1618, introduced by Representatives Lowe (44), Chappelle-Nadal, Meiners, Young, Skaggs, Quinn, Ruestman, Moore, Hughes, Villa, Daus and Jones, relating to the duties of the board of probation and parole.

HB 1619, introduced by Representatives Sutherland, Smith (118), Lembke, Emery, Bivins, Richard and Hobbs, relating to annual franchise tax rates.

HB 1620, introduced by Representatives Sutherland, Threlkeld, Meadows, Young, Sander, Wood, Kuessner, Bivins, Chappelle-Nadal, Wasson, Moore, Cunningham (86), Stevenson, Donnelly, Yaeger, Johnson (47), Meiners, Cooper (155), Dusenberg and Weter, relating to assisted living facilities.

HB 1621, introduced by Representatives Sutherland, Kratky, Flook, Weter, Nolte, Corcoran, Meiners, Chappelle-Nadal, Jackson, Sander, Avery, Bringer and Shoemyer, relating to residential treatment agency tax credits.

HB 1622, introduced by Representatives Silvey, Nolte, Nance, Tilley, Pollock, Jones, Brown (50), Portwood, Avery, Johnson (47), Denison, Skaggs, Kraus, Flook, Bivins, Wildberger, Hughes, Corcoran, Meadows, Sanders Brooks and Schad, relating to sales taxes affecting certain taxing districts.

HB 1623, introduced by Representatives St. Onge, Wilson (119), George, Denison, Yaeger, Moore and Munzlinger, relating to state highways and transportation commission authority to implement electronic bidding on state highway system projects.

HB 1624, introduced by Representative Nolte, relating to transient guest taxes.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Cooper (158) has been appointed a member of the Special Committee on Urban Issues.

Representative Kratky has been appointed a member of the Appropriations-General Administration Committee.

Representative Liese is no longer a member of the Appropriations-General Administration Committee.

Representative Rupp is no longer a member of the Special Committee on Urban Issues.

WITHDRAWAL OF HOUSE BILL

February 1, 2006

Stephen Davis, Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Steve:

I am withdrawing **House Bill No. 1296**.

If you have any questions, please contact my office.

Sincerely,

/s/ Rep. Ed Wildberger
District 27

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, February 2, 2006.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 4.

Budget overviews of Governor's recommendations for Departments of Agriculture, Natural Resources, and Conservation.

APPROPRIATIONS - EDUCATION

Monday, February 6, 2006, 10:30 a.m. Hearing Room 1.

Continue mark up for Department of Elementary and Secondary Education.

Possible Executive session.

APPROPRIATIONS - EDUCATION

Tuesday, February 7, 2006, 8:00 a.m. Hearing Room 1.

Continue mark up for Department of Elementary and Secondary Education, if necessary.

Mark up for Higher Education.

Possible Executive session.

Committee will reconvene at 2:45 p.m.

BUDGET

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 1014

HEALTH CARE POLICY

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 7.

Public hearings to be held on: HB 1162, HCR 4, HB 1226

LOCAL GOVERNMENT

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1164, HB 1146, HB 1224, HB 1225, HB 1028

SENIOR CITIZEN ADVOCACY

Thursday, February 2, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1121, HB 1145, HB 1212, HB 1219, HB 1359

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Monday, February 6, 2006, 5:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: HB 1234, HB 1273, HB 1136

HOUSE CALENDAR

SEVENTEENTH DAY, THURSDAY, FEBRUARY 2, 2006

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 47 and HJR 48

HOUSE BILLS FOR SECOND READING

HB 1607 through HB 1624

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 5, (1-25-06, Page 129) - Bearden

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 6, (1-25-06, Page 130) - Burnett
- 2 HCR 9, (1-25-06, Pages 130-131) - Ruestman

HOUSE RESOLUTIONS

- 1 HR 68, (1-19-06, Page 97) - Wright (137)
- 2 HR 15, (1-25-06, Page 128) - Deeken
- 3 HR 108, (1-25-06, Pages 128-129) - Deeken

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SEVENTEENTH DAY, THURSDAY, FEBRUARY 2, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father James M. Smith, Associate Pastor, St. Peter Parish, Jefferson City, Missouri.

Father, all-powerful and ever-living God, we do well always and everywhere to give You thanks.

All things are of Your making, all times and seasons obey Your laws, but You chose to create the human family in Your image, setting us over the whole world in all its wonder. You made us stewards of Your creation, to praise You day by day for the marvels of Your wisdom and power.

Help us not to squander the precious resources of this World of Wonder. Protect us from wasting our time, talents, and treasures on myths and empty promises. Make us open to the truth, and guide us to use the many gifts You have given to protect all life in this beautiful world, especially that which is most vulnerable.

Accept the prayers we offer for our state and nation, by the wisdom of our leaders and integrity of our citizens, may harmony and justice be secured and may there be lasting prosperity and peace.

Help us to know and do Your will, not ours, for You are God, the Holy One, the Mighty One, the Immortal One, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the sixteenth day was approved as printed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Boykins	Bringer	Brooks	Brown 30
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke

LeVota	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Schlottach	Schneider
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bowman	Liese	Marsh	Meadows	Rupp
Schoemehl				

VACANCIES: 003

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 355	-	Representative Hunter
House Resolution No. 356	-	Representative Faith
House Resolution No. 357		
and		
House Resolution No. 358	-	Representative Aull
House Resolution No. 359	-	Representatives McGhee and Pearce
House Resolution No. 360		
and		
House Resolution No. 361	-	Representative Kingery
House Resolution No. 362	-	Representative Witte
House Resolution No. 363		
through		
House Resolution No. 366	-	Representative Dusenberg
House Resolution No. 367	-	Representative Rupp
House Resolution No. 368	-	Representative Black
House Resolution No. 369	-	Representatives Behnen and Fares
House Resolution No. 370	-	Representative Behnen
House Resolution No. 371	-	Representative Kraus
House Resolution No. 372		
and		
House Resolution No. 373	-	Representative Loehner

House Resolution No. 374 - Representative Fraser
House Resolution No. 375 - Representative Fisher

HOUSE CONCURRENT RESOLUTIONS

Representative Jetton, et al., offered House Concurrent Resolution No. 15.
Representative Rector, et al., offered House Concurrent Resolution No. 16.

SECOND READING OF HOUSE JOINT RESOLUTIONS

HJR 47 and **HJR 48** were read the second time.

SECOND READING OF HOUSE BILLS

HB 1607 through **HB 1624** were read the second time.

HOUSE RESOLUTIONS

HR 68, relating to interim employees, was taken up by Representative Wright (137).

On motion of Representative Wright (137), **HR 68** was adopted.

HR 15, relating to use of chamber, was taken up by Representative Deeken.

On motion of Representative Deeken, **HR 15** was adopted.

HR 108, relating to use of chamber, was taken up by Representative Deeken.

On motion of Representative Deeken, **HR 108** was adopted.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 203 - Rules
HR 207 - Rules
HR 234 - Rules
HR 237 - Rules
HR 305 - Rules

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 13 - Rules
HCR 14 - Rules

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 48 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 999 - Corrections and Public Institutions
HB 1207 - Special Committee on Energy and Environment
HB 1230 - Conservation and Natural Resources
HB 1244 - Professional Registration and Licensing
HB 1245 - Health Care Policy
HB 1246 - Corrections and Public Institutions
HB 1247 - Judiciary
HB 1248 - Elementary and Secondary Education
HB 1251 - Higher Education
HB 1254 - Judiciary
HB 1256 - Judiciary
HB 1257 - Judiciary
HB 1259 - Health Care Policy
HB 1260 - Professional Registration and Licensing
HB 1261 - Local Government
HB 1262 - Crime Prevention and Public Safety
HB 1263 - Crime Prevention and Public Safety
HB 1264 - Job Creation and Economic Development
HB 1265 - Ways and Means
HB 1266 - Elementary and Secondary Education
HB 1267 - Transportation
HB 1268 - Retirement
HB 1271 - Judiciary
HB 1272 - Job Creation and Economic Development
HB 1274 - Corrections and Public Institutions
HB 1275 - Special Committee on Student Achievement and Finance
HB 1277 - Elementary and Secondary Education
HB 1278 - Professional Registration and Licensing
HB 1279 - Judiciary
HB 1280 - Insurance Policy
HB 1282 - Utilities
HB 1283 - Workforce Development and Workplace Safety
HB 1284 - Workforce Development and Workplace Safety
HB 1285 - Workforce Development and Workplace Safety
HB 1286 - Workforce Development and Workplace Safety
HB 1287 - Elementary and Secondary Education
HB 1288 - Workforce Development and Workplace Safety

- HB 1289** - Rules
- HB 1290** - Crime Prevention and Public Safety
- HB 1291** - Insurance Policy
- HB 1292** - Crime Prevention and Public Safety
- HB 1294** - Crime Prevention and Public Safety
- HB 1295** - Ways and Means
- HB 1298** - Crime Prevention and Public Safety
- HB 1302** - Ways and Means
- HB 1305** - Retirement
- HB 1306** - Retirement
- HB 1307** - Health Care Policy
- HB 1309** - Crime Prevention and Public Safety
- HB 1311** - Crime Prevention and Public Safety
- HB 1312** - Crime Prevention and Public Safety
- HB 1313** - Crime Prevention and Public Safety
- HB 1314** - Crime Prevention and Public Safety
- HB 1315** - Crime Prevention and Public Safety
- HB 1316** - Crime Prevention and Public Safety
- HB 1317** - Crime Prevention and Public Safety
- HB 1318** - Crime Prevention and Public Safety
- HB 1319** - Crime Prevention and Public Safety
- HB 1325** - Judiciary
- HB 1326** - Local Government
- HB 1327** - Health Care Policy
- HB 1328** - Professional Registration and Licensing
- HB 1329** - Financial Institutions
- HB 1330** - Judiciary
- HB 1331** - Small Business
- HB 1332** - Health Care Policy
- HB 1333** - Agriculture Policy
- HB 1334** - Insurance Policy
- HB 1335** - Transportation
- HB 1336** - Transportation
- HB 1337** - Crime Prevention and Public Safety
- HB 1342** - Local Government
- HB 1343** - Local Government
- HB 1347** - Higher Education
- HB 1348** - Job Creation and Economic Development
- HB 1349** - Agriculture Policy
- HB 1350** - Corrections and Public Institutions
- HB 1351** - Special Committee on Agri-Business
- HB 1352** - Elementary and Secondary Education
- HB 1353** - Judiciary
- HB 1356** - Retirement
- HB 1357** - Retirement
- HB 1358** - Health Care Policy
- HB 1360** - Transportation

- HB 1361** - Local Government
- HB 1364** - Transportation
- HB 1365** - Ways and Means
- HB 1366** - Local Government
- HB 1368** - Ways and Means
- HB 1369** - Agriculture Policy
- HB 1370** - Transportation
- HB 1371** - Workforce Development and Workplace Safety
- HB 1372** - Corrections and Public Institutions
- HB 1373** - Conservation and Natural Resources
- HB 1376** - Ways and Means
- HB 1377** - Transportation
- HB 1378** - Transportation
- HB 1379** - Transportation
- HB 1380** - Transportation
- HB 1382** - Transportation
- HB 1383** - Workforce Development and Workplace Safety
- HB 1384** - Special Committee on Energy and Environment
- HB 1385** - Elementary and Secondary Education
- HB 1386** - Crime Prevention and Public Safety
- HB 1387** - Transportation
- HB 1388** - Workforce Development and Workplace Safety
- HB 1389** - Judiciary
- HB 1390** - Local Government
- HB 1392** - Professional Registration and Licensing
- HB 1393** - Crime Prevention and Public Safety
- HB 1394** - Children and Families
- HB 1395** - Insurance Policy
- HB 1396** - Transportation
- HB 1397** - Judiciary
- HB 1398** - Job Creation and Economic Development
- HB 1443** - Crime Prevention and Public Safety
- HB 1445** - Agriculture Policy
- HB 1464** - Workforce Development and Workplace Safety
- HB 1465** - Workforce Development and Workplace Safety
- HB 1469** - Job Creation and Economic Development
- HB 1481** - Workforce Development and Workplace Safety
- HB 1484** - Judiciary
- HB 1516** - Transportation
- HB 1537** - Special Committee on Healthcare Facilities
- HB 1539** - Children and Families
- HB 1563** - Ways and Means
- HB 1574** - Ways and Means
- HB 1582** - Elementary and Secondary Education
- HB 1594** - Ways and Means
- HB 1606** - Workforce Development and Workplace Safety
- HB 1608** - Insurance Policy

COMMITTEE REPORTS

Committee on Job Creation and Economic Development, Chairman Richard reporting:

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HB 1228**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HJR 28**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 983**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1625, introduced by Representatives Fraser, Chappelle-Nadal, Daus, Schoemehl, Bogetto, Curls, Oxford, Jolly, Storch and Bowman, relating to concealed carry endorsements.

HB 1626, introduced by Representatives Yates and Cooper (120), relating to service contracts.

HB 1627, introduced by Representatives Avery and Yates, relating to anatomic pathology services.

HB 1628, introduced by Representative Smith (118), relating to the Missouri department of transportation and highway patrol retirement system.

HB 1629, introduced by Representatives Sander, Smith (118), Portwood, Stevenson and Sater, relating to the duties of the labor and industrial relations commission.

HB 1630, introduced by Representatives Brown (30), Dusenberg, Phillips, Cunningham (145), Schaaf, Denison, Fisher, Silvey, Bivins, Hunter and Cooper (120), relating to using a mobile communication device while operating a moving motor vehicle.

HB 1631, introduced by Representatives Wells, Dusenberg, Parson, Schad, Jones, Aull, Wallace, Pollock, Sater, Franz, Dethrow, Cunningham (145), Faith, Cooper (155), Lipke, Self, Day, Richard, Kuessner, Witte, Darrough, Brown (50), Smith (14), Denison and Wasson, relating to Missouri state highway patrol.

HB 1632, introduced by Representatives Cooper (120), Rector, Wilson (119), Day, Avery, Hunter, Bivins, Smith (118), Weter, Sanders Brooks, Wildberger, Tilley, Wood, Yaeger and Flook, relating to obtaining, receiving, and selling telephone and cellular phone records without consent.

HB 1633, introduced by Representative Cooper (158), relating to the transfer of existing appropriation payments in the office of administration.

HB 1634, introduced by Representatives Cunningham (145) and Dixon, relating to the designation of a memorial highway.

HB 1635, introduced by Representative Parker, relating to domestic violence.

HB 1636, introduced by Representatives Storch, Baker (25), Donnelly, Sanders Brooks, Oxford, Curls, Lampe, Swinger, Low (39), Boykins and Bogetto, relating to medical assistance for children.

HB 1637, introduced by Representatives Parker, Hubbard, Hughes, Brown (50), Rucker, Hoskins, Bland and Bowman, relating to limitations on firearms possession for domestic violence offenses.

HB 1638, introduced by Representatives Bruns, Bivins, Smith (14), Corcoran, Roorda, Page, Sater, Meadows, Wildberger, Moore, Schad and Parker, relating to torts and action for damages.

HB 1639, introduced by Representatives Munzlinger, Behnen, Dusenberg, Hunter, Ervin, Jones, Parson, Dougherty, Harris (110), McGhee, Ruestman, Whorton, Nieves, Meadows, Self, Wildberger, Moore, Brown (30), Fisher, Smith (14), Smith (150) and Cooper (120), relating to the governor's powers to regulate firearms during a state of emergency.

HB 1640, introduced by Representatives Munzlinger, McGhee, Whorton, Wildberger and Moore, relating to animal-driven vehicles.

HB 1641, introduced by Representatives Meiners, Wildberger, Schneider and Sanders Brooks, relating to children on motorcycles.

HB 1642, introduced by Representatives Cunningham (145), Nieves, Faith, Phillips, Sater, Smith (118), Sutherland, Wells, Pollock, Dethrow, Franz, Jones, Wood, May, Kelly, Loehner, Cooper (155), Schad, Chinn, Cunningham (86), Baker (123), Lembke, Dixon, Weter, Wilson (119), Myers, Rector, Stevenson, Wright (159), Day, Nance, Nolte, Schlottach, Threlkeld, Davis, Bivins, Smith (14), Smith (150), Bean, Quinn, Wright (137), Fisher and Tilley, relating to holidays.

HB 1643, introduced by Representatives Storch, Hubbard, Boykins, Harris (23), Harris (110), Roorda, Meadows, Sanders Brooks, Wildberger, Fraser, Corcoran, LeVota, Brown (50), Salva, Donnelly, Burnett, Kuessner, Skaggs, Bland, Hughes, Henke, Robinson, Oxford, Johnson (90), Witte, Lampe, St. Onge, Zweifel, Darrough, Baker (25), Kratky, Spreng, Shoemyer, Bogetto, Parker, Young, Lowe (44), Aull, Yaeger, Walton, Johnson (61), Wright-Jones, Villa, Daus, Meiners, Low (39), Schoemehl, Haywood, Black, Bowman and Bivins, relating to the twenty-first century scholars program.

HB 1644, introduced by Representative Smith (118), relating to salaries for county public administrators.

HB 1645, introduced by Representatives Roorda, Casey, Johnson (90), Harris (110), Meadows and Wagner, relating to residential construction regulations.

HB 1646, introduced by Representatives Chappelle-Nadal, Parker, Bogetto and McGhee, relating to drug testing of certain state elected officials, officers, and managerial employees.

HB 1647, introduced by Representatives Wood and Wasson, relating to incorporation of cities.

HB 1648, introduced by Representatives Bivins, McGhee, Yaeger, Stevenson, Sater, Robinson, Roorda, Bogetto, Donnelly, Storch and Moore, relating to reports of child abuse and neglect.

HB 1649, introduced by Representatives Moore, Dusenberg, Kraus, Bivins, Dixon, Brown (30), Sander, Ruestman, Nolte, Harris (110), Flook, Wildberger, Meiners, Storch, Weter, Deeken, Lembke, Parson, Faith, Smith (118), Smith (14), Smith (150), Silvey, Jones, Chinn, Wright (159) and Fisher, relating to income taxation.

HB 1650, introduced by Representatives Myers, Loehner, Kelly, Moore, Hobbs and Quinn, relating to acquisition of dairy cows.

HB 1651, introduced by Representative Yates, relating to various enforcement powers of the department of insurance.

HB 1652, introduced by Representative Walton, relating to criminal nonsupport.

HB 1653, introduced by Representative Walton, relating to child support.

HB 1654, introduced by Representative Sutherland, relating to renewal of sales tax licenses.

HB 1655, introduced by Representative Behnen, relating to counselors and therapists.

HB 1656, introduced by Representative Behnen, relating to clinical social workers.

HB 1657, introduced by Representative Behnen, relating to veterinarians.

HB 1658, introduced by Representative Behnen, relating to massage therapists.

HB 1659, introduced by Representative Behnen, relating to automatic revocation of licenses.

HB 1660, introduced by Representative Behnen, relating to licensing and registration of certain professionals.

HB 1661, introduced by Representative Behnen, relating to dentistry.

HB 1662, introduced by Representative Behnen, relating to certain athletic contests.

HB 1663, introduced by Representative Behnen, relating to licensing of embalmers and funeral directors.

HB 1664, introduced by Representative Behnen, relating to dental records.

HB 1665, introduced by Representative Behnen, relating to disciplinary actions for certain professions and their records.

HB 1666, introduced by Representative Behnen, relating to licensing of nursing home administrators.

HB 1667, introduced by Representative Behnen, relating to reciprocal licensing of professional counselors.

HB 1668, introduced by Representative Behnen, relating to licensing of intern pharmacists.

HB 1669, introduced by Representative Behnen, relating to reciprocity for physical therapy assistants.

HB 1670, introduced by Representative Behnen, relating to service of notice by the administrative hearing commission in licensing cases.

HB 1671, introduced by Representative Nolte, relating to property assessments.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 587**, entitled:

An act to repeal section 488.5050, RSMo, and to enact in lieu thereof one new section relating to the DNA profiling analysis fund, with an expiration date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 748**, entitled:

An act to repeal sections 104.403 and 104.404, RSMo, and to enact in lieu thereof two new sections relating to state employee retirement incentive, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

MESSAGES FROM THE GOVERNOR

February 1, 2006

REORGANIZATION PLAN NO. 1 2006

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY THE STATE OF MISSOURI:

The elimination of legislatively created barriers to consolidation in the financial industry has allowed financial services companies to embark upon an unprecedented period of mergers and acquisitions resulting in companies now offering “one stop shopping” for financial products previously sold by entities strictly separated by law. Proper regulation of this changing field requires the similar consolidation of insurance and financial regulation within the state. Consolidating these responsibilities into one department makes sense administratively and as a matter of public policy because it will allow for a more coherent and comprehensive approach to regulating professionals, financial services, financial products and transactions.

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan #1 of 2006, by Executive Order 06-04, to remove the Division of Finance, State Banking Board, Division of Credit Unions, and the Division of Professional Registration from the Department of Economic Development and assign their responsibilities and functions to the Department of Insurance. The Department of Insurance will be renamed the Department of Insurance, Financial Institutions and Professional Registration.

The Division of Professional Registration will be included in this consolidation because the new department’s primary function will be the regulation of industries and individuals, which compliments the division’s primary function of regulating various professions.

SPECIFIC DEPARTMENT STRUCTURE

The new department will be under the administrative authority of the Director of the Department of Insurance, Financial Institutions and Professional Registration who shall appoint a Deputy Director. The Director will be responsible for the management of the department and administration of its programs and services.

The Deputy Director’s primary responsibility shall be assisting the Director with the regulation of the insurance industry. The Deputy Director shall report directly to the Director. There shall be a Division of Consumer Affairs and as many other divisions of insurance as the Director deems necessary for the efficient regulation of the insurance industry. Division directors shall report directly to the Deputy Director.

The Division of Professional Registration, Division of Finance, State Banking Board, and Division of Credit Unions shall be transferred, by Type III transfer, to the Department of Insurance, Financial and Professional Registration. The State Banking Board and the Directors of the Division of Professional Registration, Division of Credit Unions and the Division of Finance shall continue to be appointed and shall retain all authority as currently provided by law.

The department shall be structured in a manner consistent with the following organizational framework:

1. Insurance
 - a. Office of Director - Responsible for policy decisions, legislation, communications and regulations. Shall consist of the department director, deputy director, legal staff, public information staff, legislative coordinator and support staff.
 - b. Division of Financial Regulation – Responsible for conducting financial analysis and examinations of insurers domiciled in Missouri to verify their financial condition, compliance with Missouri laws, and accepted accounting practices.

- c. Division of Market Regulation - Responsible for regulating the performance of insurers in the marketplace.
 - d. Division of Consumer Affairs - Assists the public in resolving complaints, providing information on insurance policies and investigating insurance fraud.
 - e. Division of Resource Administration - Oversees licensing, budget, management information systems and support services.
- 2. Division of Professional Registration – Responsible for licensing qualified professionals, appropriately enforcing standards and maintaining an open communication network with the over 400,000 licensees in order to encourage the development of professional services throughout the state. This division shall be under the management and authority of the Director of Professional Registration.
 - 3. Division of Finance – Responsible for the execution of the laws relating to banks, trust companies, savings and loans, and the banking business of this state; and of the laws relating to persons, co-partnerships and corporations engaged in the small loan business in this state.
 - 4. State Banking Board - Advises the director of finance as to the proper administration of his office and the banking laws of this state and recommends statutory amendments to the general assembly. Also handles appeals from certain decisions and orders of the commissioner of finance; and
 - 5. Division of Credit Unions - Responsible for the examination, supervision, chartering, merger and liquidation of all state-chartered credit unions. The division also responds to consumer requests or complaints in regard to credit union services or operations.

Respectfully submitted,

/s/ Matt Blunt

EXECUTIVE ORDER
06-04

WHEREAS, the Missouri Department of Insurance was created pursuant to Article IV, Section 36(b) of the Missouri Constitution and Section 374.010, RSMo; and

WHEREAS, the Division of Finance was created pursuant to Section 361.010 RSMo; and

WHEREAS, the State Banking Board was created pursuant to Section 361.092 RSMo; and

WHEREAS, the Division of Credit Unions was created pursuant to Section 620.010 RSMo; and

WHEREAS, the Division of Professional Registration was created pursuant to Section 620.010 RSMo; and

WHEREAS, the Department of Insurance is charged with the execution of all laws now in force, or which may be hereafter enacted, in relation to insurance and insurance companies doing business in this state; and

WHEREAS, the transfer of financial and professional regulation to one state department would better serve Missouri citizens and is a component of the Governors Executive Branch Reorganization Plan of 2006; and

WHEREAS, consolidation of these regulatory functions and programs would increase efficiencies and provide a more cohesive and coordinated approach to the regulation of financial entities and professional licensees; and

WHEREAS, I am committed to integrating executive branch operations to ensure that the state delivers quality services in the most accessible manner and at the lowest cost to taxpayers.

NOW THEREFORE, I, Matt Blunt, Governor of the State of Missouri, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including Article IV, Section 12 of the Missouri Constitution, Chapter 26, RSMo, and the Omnibus State Reorganization Act of 1974, do hereby order the Missouri Department of Insurance and the Missouri Department of Economic Development to cooperate to:

1. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Finance to the Department of Insurance by Type III transfer, as defined under the Reorganization Act of 1974; and
2. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the State Banking Board to the Department of Insurance by Type III transfer, as defined under the Reorganization Act of 1974; and
3. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Credit Unions to the Department of Insurance by Type III transfer, as defined under the Reorganization Act of 1974; and
4. Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Professional Registration to the Department of Insurance by Type III transfer, as defined under the Reorganization Act of 1974; and
5. Develop mechanisms and processes necessary to effectively transfer all duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Finance, State Banking Board, Division of Credit Unions and Division of Professional Registration to the Missouri Department of Insurance; and
6. Ensure that the reconstituted Department of Insurance is organized in a manner consistent with the structure provided in the Governors Executive Branch Reorganization Plan of 2006; and
7. Take the steps necessary to maintain compliance with federal requirements, so as not to jeopardize federal financial participation with this consolidation.

The Missouri Department of Insurance shall henceforth be known as, the Missouri Department of Insurance, Financial Institutions and Professional Registration.

This Order shall become effective no sooner than August 28, 2006 unless disapproved within sixty days of its submission to the Second Regular Session of the 93rd General Assembly.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 1st day of February, 2006.

/s/ Matt Blunt
Governor

ATTEST:
/s/ Robin Carnahan
Secretary of State

February 1, 2006

**REORGANIZATION PLAN NO. 2
2006**

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 2 of 2006, by Executive Order 06-05, to transfer the Missouri Rx Plan Advisory Commission from the Department of Health and Senior Services and assign it, and all of its responsibilities and functions, to the Department of Social Services.

The transfer of the Missouri Rx Plan Advisory Commission from the Department of Health and Senior Services to the Department of Social Services will improve efficiencies within state government, as the Department of Social Services is tasked with administering the state's pharmaceuticals program, popularly known as "The Missouri Rx Plan".

The Missouri Rx Plan Advisory Commission and the Department of Social Services currently have similar and overlapping functions, which results in the duplication of efforts and waste that can be eliminated by this consolidation. Further, combining these responsibilities into one department makes sense administratively and as a matter of public policy because it will allow a more coherent and comprehensive approach to administering and promoting the Missouri Rx Plan.

SPECIFIC DEPARTMENT STRUCTURE

The Missouri Rx Plan Advisory Commission will retain all functions and authority as provided by law. The Department of Social Services shall furnish administrative support and staff as is necessary for the effective operation of the Missouri Rx Plan Advisory Commission.

Respectfully submitted,

/s/ Matt Blunt

**EXECUTIVE ORDER
06-05**

WHEREAS, the Department of Social Services was established pursuant to Article IV, Section 37 of the Missouri Constitution; and

WHEREAS, the Department of Health and Senior Services was established pursuant to Section 192.005, RSMo; and

WHEREAS, the Missouri Rx Plan Advisory Commission ("Commission") was established by Section 208.792. 1, RSMo, and is currently assigned to the Department of Health and Senior Services; and

WHEREAS, the Commission provides advice on guidelines, policies, and procedures necessary to establish the Missouri Rx plan; educates Missouri residents on quality prescription drug programs and cost-containment strategies in medication therapy; and assists Missouri residents in enrolling or accessing prescription drug assistance programs for which they are eligible; and

WHEREAS, the Missouri Rx Plan was established pursuant to Section 208.782, RSMo and assigned to the Department of Social Services; and

WHEREAS, the purpose of the Missouri Rx Plan is to provide certain pharmaceutical benefits to certain elderly and disabled residents of this state, to facilitate coordination of benefits between the Missouri Rx plan and the federal Medicare Part D drug benefit program, as well as to enroll such individuals in said program; and

WHEREAS, consolidation of the Commission and the Missouri Rx Plan within one department would increase efficiencies and eliminate duplication of efforts and is a component of the Governor's Executive Branch Reorganization Plan of 2006; and

WHEREAS, I am committed to integrating executive branch operations to ensure that the state delivers quality services in the most accessible manner and at the lowest cost to taxpayers.

NOW, THEREFORE, I, MATT BLUNT, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, do hereby order the Missouri Department of Social Services and the Missouri Department of Health and Senior Services, to cooperate to:

1. Transfer all the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Missouri Rx Plan Advisory Commission from the Department of Health and Senior Services to the Department of Social Services; and
2. Develop mechanisms and processes necessary to effectively transfer the Missouri Rx Plan Advisory Commission to the Department of Social Services; and
3. Take the steps necessary to maintain compliance with federal requirements, so as not to jeopardize federal financial participation with this consolidation.

This Order shall become effective no sooner than August 28, 2006 unless disapproved within sixty days of its submission to the Second Regular Session of the 93rd General Assembly.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson on this 1st day of February, 2006.

/s/ Matt Blunt
Governor

ATTEST:
/s/ Robin Carnahan
Secretary of State

February 1, 2006

**REORGANIZATION PLAN NO. 3
2006**

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 3 of 2006, by Executive Order 06-06, to transfer the Missouri Assistive Technology Advisory Council from the Office of Administration and assign it, and all of its responsibilities and functions, to the Department of Elementary and Secondary Education.

The transfer of the Missouri Assistive Technology Advisory Council from the Office of Administration to the Department of Elementary and Secondary Education will improve efficiencies within state government, as other vocational rehabilitation and special education services are already provided by the Department of Elementary and Secondary Education.

Further, transferring this council to a department that provides services germane to the council's stated purpose makes sense administratively and as a matter of public policy because it will allow a more coherent and comprehensive approach to providing these services.

SPECIFIC DEPARTMENT STRUCTURE

The Missouri Assistive Technology Advisory Council will retain all functions and authority as provided by law. The Department of Elementary and Secondary Education shall furnish the necessary administrative support and staff for the efficient operation of the Missouri Assistive Technology Advisory Council.

Respectfully submitted,

/s/ Matt Blunt

EXECUTIVE ORDER

06-06

WHEREAS, the Missouri Office of Administration was created pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 37, RSMo; and

WHEREAS, the Department of Elementary and Secondary Education was authorized pursuant to Article IX of the Missouri Constitution and created pursuant to Section 161.020, RSMo; and

WHEREAS, Missouri is home to nearly one million persons with disabilities; and

WHEREAS, the Missouri Assistive Technology Advisory Council was established by Section 191.853, RSMo, and is currently assigned to the Office of Administration; and

WHEREAS, the Missouri Assistive Technology Advisory Council supports access to adaptive devices that increase the independence and productivity of Missourians with all types of disabilities; and

WHEREAS, the Missouri Assistive Technology Advisory Council provides training, technical assistance, and education and rehabilitation services for individuals with disabilities and employers; and

WHEREAS, the work of the Missouri Assistive Technology Advisory Council would be strengthened by a move to the Department of Elementary and Secondary Education where other vocational rehabilitation and special education services are provided; and

WHEREAS, the transfer of the Missouri Assistive Technology Advisory Council would better serve Missouri's citizens by increasing efficiencies and eliminating duplication of efforts and is a component of the Governor's Executive Branch Reorganization Plan of 2006; and

WHEREAS, I am committed to integrating executive branch operations to improve the way the state delivers services;

NOW, THEREFORE, I, MATT BLUNT, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, do hereby order the Missouri Office of Administration and the Missouri Department of Elementary and Secondary Education, to cooperate to:

1. Transfer all the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Missouri Assistive Technology Advisory Council from the Office of Administration to the Department of Elementary and Secondary Education, by Type III transfer, as defined under the Reorganization Act of 1974; and
2. Develop mechanisms and processes necessary to effectively transfer the Missouri Assistive Technology Advisory Council to the Department of Elementary and Secondary Education; and

3. Take the steps necessary to maintain compliance with federal requirements, so as not to jeopardize federal financial participation with this consolidation.

This Executive Order rescinds certain provisions of Executive Order 04-08. Executive Order 04-08 shall remain effective as to all other provisions not specifically modified herein.

This Order shall become effective no sooner than August 28, 2006 unless disapproved within sixty days of its submission to the Second Regular Session of the 93rd General Assembly.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson on this 1st day of February, 2006.

/s/ Matt Blunt
Governor

ATTEST:
/s/ Robin Carnahan
Secretary of State

February 1, 2006

REORGANIZATION PLAN NO. 4
2006

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE NINETY-THIRD GENERAL ASSEMBLY THE STATE OF MISSOURI:

By virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including the Omnibus State Reorganization Act of 1974 and sections 26.500 through 26.540, RSMo, I hereby transmit Reorganization Plan No. 4 of 2006, by Executive Order 06-07, to transfer the Missouri Life Sciences Research Board from the Office of Administration and assign it, and all of its responsibilities and functions, to the Department of Economic Development.

The transfer of the Missouri Life Sciences Research Board from the Office of Administration to the Department of Economic Development will improve efficiencies within state government, as the Department of Economic Development currently administers other programs and state initiatives promoting life sciences in Missouri.

Further, because the Missouri Life Sciences Research Board is responsible for the management, governance, and control of moneys appropriated from the Life Sciences Research Trust Fund, transferring the Board to the department responsible for promoting life science initiatives makes sense administratively and as a matter of public policy because it will allow a more coherent and comprehensive approach to allocating resources for the promotion of Missouri as a leading center for life sciences research.

SPECIFIC DEPARTMENT STRUCTURE

The Missouri Life Sciences Research Board will retain all functions and authority as provided by law. The Department of Economic Development shall furnish administrative support and staff as is necessary for the effective operation of the Missouri Life Sciences Research Board.

Respectfully submitted,

/s/ Matt Blunt

EXECUTIVE ORDER
06-07

WHEREAS, the Missouri Office of Administration was authorized pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 37, RSMo; and

WHEREAS, the Department of Economic Development was authorized pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 620, RSMo; and

WHEREAS, the Missouri Life Sciences Research Board was created by section 196.1103, RSMo, and is currently assigned to the Office of Administration; and

WHEREAS, the Board is responsible for the management, governance, and control of moneys appropriated from the Life Sciences Research Trust Fund; and

WHEREAS, the Life Sciences Research Trust Fund was established to receive funds from the state's portion of the tobacco Master Settlement Agreement; and

WHEREAS, life sciences is a fast-emerging industry that is an integral part of Missouri's economy; and

WHEREAS, the work of the Missouri Life Sciences Research Board would be enhanced by a move to the Department of Economic Development where other state initiatives promoting life sciences in Missouri are located; and

WHEREAS, the transfer of the Missouri Life Sciences Research Board would better serve Missouri's citizens by increasing efficiencies and is a component of the Governor's Executive Branch Reorganization Plan of 2006; and

WHEREAS, I am committed to integrating executive branch operations to ensure that the state delivers quality services in the most accessible manner and at the lowest cost to taxpayers.

NOW, THEREFORE, I, MATT BLUNT, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the Laws of the State of Missouri, do hereby order the Missouri Office of Administration and the Missouri Department of Economic Development to cooperate to:

1. Transfer all the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of Missouri Life Sciences Research Board from the Office of Administration to the Department of Economic Development, by Type III transfer, as defined under the Reorganization Act of 1974; and
2. Develop mechanisms and processes necessary to effectively transfer the Missouri Life Sciences Research Board to the Department of Economic Development; and
3. Transfer the responsibility for staff support for the Missouri Life Sciences Research Board from the Office of Administration to the Department of Economic Development; and
4. Take the steps necessary to maintain compliance with federal requirements, so as not to jeopardize federal financial participation with this consolidation.

This Order shall become effective no sooner than August 28, 2006 unless disapproved within sixty days of its submission to the Second Regular Session of the 93rd General Assembly.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson on this 1st day of February, 2006.

/s/ Matt Blunt
Governor

ATTEST:
/s/ Robin Carnahan
Secretary of State

The following members' presence was noted: Marsh and Meadows.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 4:00 p.m., Monday, February 6, 2006.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 8, 2006, 8:00 a.m. Hearing Room 4.

Budget overviews of Governor's recommendations.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Possible Executive session.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 8, 2006, 2:45 p.m. Hearing Room 4.

Budget overviews of Governor's recommendations.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Possible Executive session.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 9, 2006, 8:00 a.m. Hearing Room 4.

Budget overviews of Governor's recommendations.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Possible Executive session.

APPROPRIATIONS - EDUCATION

Monday, February 6, 2006, 10:30 a.m. Hearing Room 1.

Continue mark up for Department of Elementary and Secondary Education.

Possible Executive session.

APPROPRIATIONS - EDUCATION

Tuesday, February 7, 2006, 8:00 a.m. Hearing Room 1.

Continue mark up for Department of Elementary and Secondary Education, if necessary.

Mark up for Higher Education.

Possible Executive session.

Committee will reconvene at 2:45 p.m.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 7, 2006, 8:00 a.m. Hearing Room 7.

Budgets to be reviewed: Office of the Attorney General, and Judiciary.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 7, 2006, 2:45 p.m. Hearing Room 7.

Budgets to be reviewed: Judiciary, if necessary, and Department of Revenue. AMENDED

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 6, 2006, 11:00 a.m. Hearing Room 3.

Budget overview for the Departments of Mental Health, Health and Senior Services, and Social Services.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 7, 2006, 8:00 a.m. Hearing Room 3.

Budget overview for the Departments of Mental Health, Health and Senior Services, and Social Services.

Committee will reconvene at 2:45 p.m in Hearing Room 3.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 8, 2006, 2:45 p.m. Hearing Room 3.

Budget overview for the Departments of Mental Health, Health and Senior Services, and Social Services.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 7, 2006, 8:00 a.m. Hearing Room 6.

Department of Public Safety.

Mark up and Executive session may follow.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 7, 2006, 2:45 p.m. Hearing Room 6.

Department of Public Safety. Mark up will begin.

Executive session may follow.

CHILDREN AND FAMILIES

Wednesday, February 8, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 974

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 7, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1197, HB 1199, HB 1202

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Monday, February 6, 2006, 5:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: HB 1234, HB 1273, HB 1136

VETERANS

Wednesday, February 8, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1141, HJR 40, HJR 44

HOUSE CALENDAR

EIGHTEENTH DAY, MONDAY, FEBRUARY 6, 2006

HOUSE BILLS FOR SECOND READING

HB 1625 through HB 1671

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 5, (1-25-06, Page 129) - Bearden

SENATE BILLS FOR SECOND READING

1 SCS SB 587

2 SCS SB 748

HOUSE CONCURRENT RESOLUTIONS

1 HCR 6, (1-25-06, Page 130) - Burnett

2 HCR 9, (1-25-06, Pages 130-131) - Ruestman

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

EIGHTEENTH DAY, MONDAY, FEBRUARY 6, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Our voices rise to You, O God, and we cry aloud; Our voices rise to You, O God, and You hear us. We seek You in the times of trouble and in the times of rejoicing, our heart longs for You. How powerful You are! How great is Your strength!

When we experience roadblocks, and are troubled, perplexed and in need of answers, we pray, knowing You will hear us and provide answers to the complex issues before us.

We turn our ear to hear Your wisdom and apply our heart to Your instruction that we may discover what our primary pursuits should be this week. Guide us in Your grace, keep us in Your mercy, reveal to us Your insights concerning our daily activities.

Now may the Lord of Peace, Himself, continually grant us peace in every circumstance. May He comfort and strengthen our hearts in every good work and word.

We ask these things in the name of Your Son. Amen and amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the seventeenth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 376	-	Representative Wilson (119)
House Resolution No. 377	-	Representative Lager
House Resolution No. 378	-	Representative Hoskins
House Resolution No. 379	-	Representative Flook
House Resolution No. 380	-	Representative Aull
House Resolution No. 381		
and		
House Resolution No. 382	-	Representative Day
House Resolution No. 383		
through		
House Resolution No. 386	-	Representative Phillips
House Resolution No. 387	-	Representative Shoemyer

SECOND READING OF HOUSE BILLS

HB 1625 through **HB 1671** were read the second time.

SECOND READING OF SENATE BILLS

SCS SB 587 and **SCS SB 748** were read the second time.

THIRD READING OF HOUSE CONCURRENT RESOLUTION

HCR 5, relating to Ronald Reagan Day, was taken up by Representative Bearden.

On motion of Representative Bearden, **HCR 5** was read the third time and passed by the following vote:

AYES: 121

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Brown 30	Bruns	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	Guest
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hunter	Icet	Jackson	Johnson 47	Johnson 90
Jones	Kelly	Kingery	Kratky	Kraus
Lager	Lampe	Lembke	Lipke	Loehner
Marsh	May	McGhee	Meadows	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walton	Wasson	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yates	Zweifel
Mr Speaker				

NOES: 027

Baker 25	Bringer	Brooks	Burnett	Chappelle-Nadal
Curls	Daus	Donnelly	El-Amin	Harris 23
Hughes	Jolly	Kuessner	LeVota	Low 39
Lowe 44	Meiners	Oxford	Roorda	Shoemyer
Skaggs	Vogt	Walsh	Whorton	Wright-Jones
Yaeger	Young			

PRESENT: 008

Bogetto	Boykins	Brown 50	Darrough	George
Haywood	Johnson 61	Schoemehl		

ABSENT WITH LEAVE: 004

Bean	Bland	Bowman	Liese
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VACANCIES: 003

Speaker Jetton declared the bill passed.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 1532 - Transportation

COMMITTEE REPORT

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HJR 36**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1672, introduced by Representative Dixon, relating to a department of public safety grant program.

HB 1673, introduced by Representative Hoskins, relating to license plates.

HB 1674, introduced by Representatives Flook and Page, relating to school bus safety belts.

HB 1675, introduced by Representatives Harris (23) and Storch, relating to the twenty-first century Missouri scholar program.

HB 1676, introduced by Representatives Ervin, Nance, Phillips, Smith (118), Fisher, Dethrow, Baker (123), Smith (150), Bivins, Sater, Munzlinger, Dixon, Dusenberg, Baker (25), Meiners, Wasson, McGhee, Flook, Bogetto, Moore, Lipke, Sander and May, relating to medical assistance eligibility.

HB 1677, introduced by Representatives Ervin, Nance, Smith (118), Fisher, Dethrow, Bivins, Sater, Munzlinger, Dixon, Meiners, Wasson, McGhee, Flook, Moore, Sander and May, relating to health insurance premium deductions.

HB 1678, introduced by Representative Rupp, relating to the first steps program.

HB 1679, introduced by Representatives Johnson (90) and Roorda, relating to chemical testing for intoxication of drivers involved in vehicle accidents resulting in death or serious physical injury.

HB 1680, introduced by Representatives Smith (14), Zweifel, Baker (123), Wildberger, Davis, Yaeger, Faith, Brown (30), Bearden, McGhee, Page, Black, Chinn, Sater and Muschany, relating to purchase or possession of alcohol by a minor.

HB 1681, introduced by Representatives Haywood, Hubbard, Page, Dusenberger, Bearden, Lampe, Wright-Jones, Storch, Meiners, Harris (23), Sanders Brooks, Bowman, Boykins, Rucker, Hoskins, Curls, Schaaf and George, relating to the designation of Rosa Parks Day in Missouri.

HB 1682, introduced by Representative Shoemyer, relating to employers and wage requirements.

The following members' presence was noted: Bland and Bowman.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, February 7, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Seventeenth Day, Thursday, February 2, 2006, Page 174, Line 9, by deleting said line.

Page 175, Line 22, by inserting after said line the following:

“**HB 1320** - Crime Prevention and Public Safety”.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, February 7, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: HB 1034, HB 1333, HB 1445

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 8, 2006, 8:00 a.m. Hearing Room 4.

Budget overviews of Governor's recommendations.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Possible Executive session.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 8, 2006, 2:45 p.m. Hearing Room 4.

Budget overviews of Governor's recommendations.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Possible Executive session.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 9, 2006, 8:00 a.m. Hearing Room 4.

Budget overviews of Governor's recommendations.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Possible Executive session.

APPROPRIATIONS - EDUCATION

Tuesday, February 7, 2006, 8:00 a.m. Hearing Room 1.

Continue mark up for Department of Elementary and Secondary Education, if necessary.

Mark up for Higher Education.

Possible Executive session. Committee will reconvene at 2:45 p.m.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 7, 2006, 8:00 a.m. Hearing Room 7.

Budgets to be reviewed: Office of the Attorney General, and Judiciary.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 7, 2006, 2:45 p.m. Hearing Room 7.

Budgets to be reviewed: Judiciary if necessary, and Department of Revenue. AMENDED

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 7, 2006, 8:00 a.m. Hearing Room 3.

Budget overview for the Departments of Mental Health,

Health and Senior Services, and Social Services.

Committee will reconvene at 2:45 p.m. in Hearing Room 3.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 8, 2006, 2:45 p.m. Hearing Room 3.

Budget overview for the Departments of Mental Health,

Health and Senior Services, and Social Services.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 7, 2006, 8:00 a.m. Hearing Room 6.

Department of Public Safety.

Mark up and Executive session may follow.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 7, 2006, 2:45 p.m. Hearing Room 6.

Department of Public Safety. Mark up will begin.

Executive session may follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 8, 2006, 2:45 p.m. Hearing Room 5.

Mark up for Economic Development, Labor, Insurance, and Transportation.

Executive session to follow.

CHILDREN AND FAMILIES

Wednesday, February 8, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 974

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 7, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1197, HB 1199, HB 1202

HEALTH CARE POLICY

Thursday, February 9, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow. Hearing is a continuation from 2-2-06.

Public hearing to be held on: HB 1226

INSURANCE POLICY

Tuesday, February 7, 2006, 4:00 p.m. Hearing Room 5.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1291, HB 1608, HB 1395

JUDICIARY

Tuesday, February 7, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1082, HB 1185, HB 1397

LOCAL GOVERNMENT

Thursday, February 9, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1361, HB 1111, HB 1366

Executive session will be held on: HB 1070

RETIREMENT

Wednesday, February 8, 2006, 6:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1305, HB 1306, HB 1344

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, February 8, 2006, 5:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1232, HB 1079

TRANSPORTATION

Wednesday, February 8, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1380, HB 1532

VETERANS

Wednesday, February 8, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1141, HJR 40, HJR 44

WAYS AND MEANS

Wednesday, February 8, 2006, 6:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1214, HB 1140, HB 1302

HOUSE CALENDAR

NINETEENTH DAY, TUESDAY, FEBRUARY 7, 2006

HOUSE BILLS FOR SECOND READING

HB 1672 through HB 1682

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 6, (1-25-06, Page 130) - Burnett
- 2 HCR 9, (1-25-06, Pages 130-131) - Ruestman

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

NINETEENTH DAY, TUESDAY, FEBRUARY 7, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

Almighty God, You are the Creator of all things. You give mankind dominion over all that You have made. May we use the natural resources of our state in ways that honor You as Creator and that serve the common good. Give us wisdom to know what is the common good. Give us the courage and a heart to defend the legitimate concerns of those who have little power.

May our care for the common good and for what is truly just and right, and our respect for You the Creator be so thorough that we fulfill the word of the prophet:

“In the desert make a highway for our God”
(Isaiah 40:4)

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Hannah Black and Rebecca Grossman.

The Journal of the eighteenth day was approved as printed.

Representative Pearce assumed the Chair.

Speaker Jetton resumed the Chair.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 388 - Representative Kelly
House Resolution No. 389 - Representative Tilley
House Resolution No. 390 - Representative Moore
House Resolution No. 391 - Representative Lampe
House Resolution No. 392
through
House Resolution No. 492 - Representative Avery

House Resolution No. 493 - Representative Jetton
 House Resolution No. 494 - Representative Bowman
 House Resolution No. 495 - Representative Young
 House Resolution No. 496 - Representative Bogetto
 House Resolution No. 497 - Representative Dusenberg
 House Resolution No. 498
 through
 House Resolution No. 507 - Representative Cooper (120)
 House Resolution No. 508
 through
 House Resolution No. 516 - Representative Lager
 House Resolution No. 517
 through
 House Resolution No. 521 - Representative Sutherland
 House Resolution No. 522
 through
 House Resolution No. 524 - Representative Donnelly
 House Resolution No. 525 - Representative Avery
 House Resolution No. 526 - Representative Dethrow

HOUSE CONCURRENT RESOLUTIONS

Representative Quinn, et al., offered House Concurrent Resolution No. 17.
 Representative Kuessner, et al., offered House Concurrent Resolution No. 18.

SECOND READING OF HOUSE BILLS

HB 1672 through **HB 1682** were read the second time.

MOTION

Representative Dempsey moved that Rule 113 be suspended.

Which motion was adopted by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 30	Brown 50	Bruns	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90

Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Schaaf	Schad	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 002

Burnett Vogt

PRESENT: 000

ABSENT WITH LEAVE: 004

Liese Roark Sander Sater

VACANCIES: 003

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted and President Pro Tem Gibbons, presiding, called the Joint Assembly to order.

The Secretary of the Senate called the roll, which showed a majority of Senators present:

AYES: 030

Alter	Barnitz	Bartle	Bray	Callahan
Cauthorn	Champion	Clemens	Coleman	Crowell
Days	Dougherty	Engler	Gibbons	Goodman
Green	Griesheimer	Gross	Kennedy	Klindt
Mayer	Nodler	Purgason	Ridgeway	Scott
Shields	Stouffer	Vogel	Wheeler	Wilson

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Graham Koster Loudon

VACANCIES: 001

The Chief Clerk of the House called the roll, which showed a majority of Representatives present:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brown 30
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis
Day	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Schlottach
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright-Jones	Yaeger	Yates
Young	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Brooks	Brown 50	Deeken	Johnson 47	LeVota
Liese	Meadows	Parker	Robb	Schneider
Wright 137	Wright 159	Zweifel		

VACANCIES: 003

STATE OF TRANSPORTATION ADDRESS

by
Pete Rahn

February 7, 2006

Lt. Governor, Mr. Speaker, Mr. President Pro Tem, Distinguished State Officials, Members of the 93rd General Assembly, Members of the Missouri Highways and Transportation Commission, and Citizens of Missouri:

What a difference a year makes!

Last year during this address, I made a lot of bold statements. I said that together, the people of Missouri and MoDOT, would make our highways smoother and safer, sooner than anyone could imagine. I said that MoDOT would become a model for state government by demonstrating openness, accountability and an unrelenting focus on the people we serve. And I said we would make the absolute best use of every taxpayer dollar we spent on your transportation system.

Last year, I talked the talk. During the past year, we have walked the walk. With your help, we are proud to bring you progress you can feel!

You are feeling that progress through the improved smoothness and safety of our highways. The voters of Missouri presented us with the opportunity to do great things by passing Amendment 3. We moved quickly to get vital projects ready to go and in 2005 our Smoother, Safer, Sooner plan roared full speed ahead.

I have said many times that people judge the job MoDOT is doing through the seat of their pants. In other words, the smoothness of our roads.

Upon completion of this initiative, over 2,200 miles of Missouri's busiest highways will be in good condition. These highways carry 60 percent of all traffic, and 86 percent of our population lives within 10 miles of one of them. Nearly 29 billion miles a year are traveled on these roads. We are making them smooth. That is progress millions of Missourians can feel.

As the average age of our driving population increases we must accommodate their needs too. So the Smooth Roads Initiative also means progress you can see and hear. Progress you can see through larger, easier-to-read road signs; and brighter, wider pavement markings. Progress you can hear through rumble stripes that alert you loud and clear when you are veering off the roadway and that provide a clear path on highway shoulders for bicyclists.

We moved quickly to get Amendment 3 improvements started, and a majority of Smooth Roads Initiative projects are now under contract. In his State of the State Address, however, Governor Blunt issued a challenge to even further speed up our efforts to improve Missouri's highways. He challenged MoDOT to complete the Smooth Roads Initiative by the end of 2006 - a full one year ahead of schedule. And, not that we're keeping track, but that is a mere 327 days, 13 hours, 19 minutes and 46 seconds from now.

This is a major challenge, but the Governor was right to stress fixing our roads as fast as possible. It is paramount to the success of our state. The sooner we finish, the sooner we benefit from the results. It will not be easy, but we will meet the Governor's challenge. When we do, it will be progress you can feel. . . in record time.

A sage once said, "The shortest distance between two points is . . . under construction." Well, we demonstrated that in 2005 with over 1,000 work zones from border to border. A record number of work zones means a record number of opportunities to inconvenience travelers. We responded to this by working closely with our contractors to ensure work zones flowed as well as possible and that they were safe for crews and the traveling public. We are committed to progress, but we must achieve it safely.

There is no doubt, 2006 will be even bigger - in fact, the biggest year in Missouri's highway construction history. That's unprecedented progress. Progress you can feel!

The second element of Smoother, Safer, Sooner focused on getting scheduled highway improvements done quicker. Bonding made possible by Amendment 3 allowed us to speed up work already in our five-year construction plan - some by several years. We have moved up 55 projects totaling four hundred and thirty two million dollars, with work already under way on more than 35 highway improvements.

Getting this work done sooner is extremely important. An improved road saves lives, creates jobs, and makes travel more efficient for millions of drivers. This is a vital aspect of our Amendment 3 implementation. This is progress you can feel!

The third element of Smoother, Safer, Sooner resulted from the most open and transparent highway improvement selection process in Missouri's history and, I am confident, the entire nation. We invited private citizens from every region of Missouri to sit at the table with MoDOT and decide what new projects should be added to our five-year plan.

The people of Missouri helped us identify 39 projects to be added to the five-year construction program. These are high-priority, major projects totaling one point six billion dollars that otherwise could not have been built for decades.

Ladies and gentlemen, this progress means that you can feel the state of your transportation system improving, but there is much work left to be done and insufficient resources to do it. Amendment 3 and the outstanding work of our congressional delegation on the renewal of the federal transportation-funding bill have provided an increased highway revenue stream that is greatly appreciated, and we are using it to dramatically improve your state highways. However, in 2010 the construction bubble bursts and our construction program will diminish by over six hundred million dollars annually.

Our five-year construction program will average one point four billion dollars per year. We will make the best use of every dollar spent to successfully complete the largest transportation program in Missouri's history with 866 projects totaling seven point three billion dollars.

At the end of those five years, however, our per-year construction average will plummet to \$805 million. Additionally, we are experiencing higher fuel prices and a decrease in car sales. These are factors that add up to less than expected revenues for needed highway improvements and increasing costs to build them.

The sun is shining on transportation in Missouri, but there are storm clouds on the horizon. Good old Missouri common sense says that you fix the roof when the sun is shining not once it starts raining. It is imperative that we initiate a discussion about future transportation investments.

This year we celebrate the 50th anniversary of the nation's interstate highway system. Interstate highways have changed the American way of life. They have brought us closer together, revolutionized freight shipment and fueled the most powerful economic engine in world history. Unfortunately, interstate highways weren't built to last 50 years.

In Missouri, stretches of I-70 that are now nearly 50 years old were designed to last just 20 years. There was no way to predict that this corridor, connecting our two largest cities and Missouri to the world, would carry the amount or type of traffic it now does. The congestion on I-70 presents safety concerns, could affect productivity and has damaged this vital highway all the way to its core. By 2030, the entire length of I-70 will be stop-and-go traffic and I-44 is just ten years behind. The bottom line is that our interstates are victims of their own success.

I-70 needs to be rebuilt from the ground up and needs to be expanded to accommodate ever-growing traffic and the ever-larger vehicles using it. A total reconstruction would cost more than three and a half billion dollars. With current funding, however, we will only be able to rebuild this vital corridor one short section at a time. That method will mean none of us will be alive to see its completion.

Unfortunately, while we know how much it will cost to fix I-70 and we know what will not work as a reasonable way to pay for it, we do not know how we WILL pay for it.

As Ron McLinden of the Sierra Club mentioned to me, “The future isn’t what it used to be.” We are now competing in a global economy with legitimate global competitors. China, for example, is replicating our interstate system, along with major new air and water ports, and is already a world economic power that will challenge U. S. markets in the future.

We must not lose our competitive advantage in the global economy and part of maintaining that advantage is investing in transportation. We know that right here in Missouri for every dollar spent on transportation we get a five-dollar return on that investment. We must continue to invest and, to do so, we must find innovative ways to generate the money. We face many tough decisions that cannot be avoided.

Big problems, however, do not have to mean inaction. Due to unique circumstances involving a new Mississippi River Bridge, we are asking the General Assembly to authorize the creation of an innovative public/private partnership to construct a sorely needed new river crossing in St. Louis. We have gone back to the drawing board on this project and, working with the Illinois Department of Transportation, have reduced its cost by nearly half. Yet, we still do not have the money to build it.

A new river bridge in St. Louis would benefit our entire state through commerce, tourism, safety and positive environmental impacts. Analysis by the Missouri Department of Economic Development shows a 16 to one return on investment for this project. I urge you to pass this vital legislation quickly.

We also support legislation this year to redirect the sales tax paid by highway contractors to transportation. MoDOT is charged with being a transportation department, but it is funded like a highway department. Our plan is to use revenue generated by the highway contractors’ sales tax to fix this situation.

Ending this mini-diversion from transportation will mean better airports for economic development. Greater access to rail and river resources to move freight and reduce traffic on our highways. And better public transit options in both our urban and rural communities.

Now, I realize that we cannot expect major increases in resources . . . until the public knows that we make the absolute best use of every tax dollar. It is imperative that we stretch our dollars to do more because that’s what the people of Missouri demand.

MoDOT is listening and responding. A major reconstruction of I-64, also known as Highway 40, is in the works. It will be the largest highway construction project in Missouri history. It will also be the most innovative through the use of a design-build process and unprecedented contractor flexibility to allow for innovations and cost savings. The completion of this project will mean congestion relief and greater connectivity for motorists in St. Louis. That is progress of record proportions.

With progress, however, sometimes comes annoyance. We will do everything we can to minimize inconvenience to travelers on this 12-mile section of highway, but some inconvenience is inevitable. What we will not do though is close I-64 in its entirety for the duration of construction. That is our promise to the people of St. Louis. We have heard you, we have responded and that option is off the table.

While a complete closure is off the table, we are giving more people a seat at the table. A job can change a life. Therefore, we are working with community organizations that represent Missouri’s under served to ensure greater opportunity for low income and minority citizens in our highway program. It is our hope that I-64 will become a model for the future.

Our innovations also include the implementation of a common sense approach to designing highway construction projects. This no-frills philosophy, called Practical Design, allows us to build safe roads and bridges that meet the needs of Missourians without unnecessary extravagances. This approach allows us to save money on each project so we can do even more projects.

Through Practical Design, we will save four hundred million dollars on highway improvements over the next five years. That is four hundred million dollars going to vital road work in all parts of this state, work that would not have been done previously. Now THAT is progress taxpayers feel in their pocketbooks.

Our innovations also include the most extensive results-based performance measuring system in state government. Through a report called the Tracker, we provide you and all Missourians with a direct window into MoDOT - warts and all.

We have identified 18 tangible results that the people of Missouri expect us to deliver. These include smooth and unrestricted roads and bridges; uninterrupted traffic flow; a safe transportation system; personal, courteous and fast customer service; the best value for every dollar spent; and customer involvement in decision making - among other vital outcomes.

To gauge our progress toward these critical results, we track 123 measures. How we are doing on these measures, good or bad, is reported in the Tracker quarterly and immediately released for anyone to see. Hard copies are made available and it is posted on our web site.

We are proud that the Governor's Government Review Commission cited the Tracker as a model for other state agencies and has recommended that they implement similar processes. That feels like progress to me.

Additionally, we have looked to the people of this state for innovative solutions to our transportation challenges. For example, we brought together private citizens, business leaders, elected officials, highway contractors, consultants and many others for a day-long session to identify ways we can do things better, faster and cheaper.

We call this process Partnering for Innovative Efficiencies. It has yielded numerous ideas, many of which we are implementing, and we are planning another session in April where we will further focus on better, faster and cheaper ways to improve transportation in Missouri.

I believe strongly that we must continuously find ways to do things better, faster and cheaper. When I asked MoDOT workers to do things better, however, the response was, "just better isn't good enough. We will not produce a world class transportation system unless we do world class work."

When I said faster, MoDOT workers said, "faster isn't fast enough. We will move at unreasonably fast speeds to deliver the best transportation system in the world."

When I said cheaper, MoDOT workers said, "we will build quality products of great value - efficiently - and we will save the taxpayers of this state more money than you would have thought possible."

Ladies and gentlemen, welcome to the new MoDOT! An organization committed to innovation. Our approach is economical, but our success will be enormous. We are listening to you. We are working with you. We are showing you progress like never before - progress you can feel!

In 2005, MoDOT employees showed there is no limit to how far they will go to help their fellow Missourians. During the past year, these dedicated public servants have gone above and beyond the call of duty.

When the Taum Sauk Dam failed last December in south central Missouri, MoDOT employees were among the first on the scene. Operations Engineer Henry Haggard was a mere 15 minutes behind the wall of water that flooded the area. He arrived on Route N and began coordinating crews clearing the roadway.

Among those crew members were Ben Meredith and Justin Blankenship of Centerville and Nick Lambert of Bellevue. These folks did not stop until the roads were clear of debris, traffic could pass again, an alternate route could be used if the second dam failed and whatever else needed to be done was done. They and many other members of the MoDOT family went home covered in mud, but today they are wrapped in our appreciation.

MoDOT employees responded heroically to that disaster, but heroism is common among the people with whom I am privileged to work. Tragedy struck twice near a repaving project on Route 61 through Moscow Mills. On both occasions, MoDOT Construction Inspector Lee Ann Kelly reacted in heroic fashion.

At around 2 a.m. on August 11, a man was thrown from his motorcycle landing on the centerline, with the cycle in the middle of the passing lane. As a licensed emergency medical technician, Lee Ann knew what to do. Traffic was diverted and she enlisted a bystander to hold the gentleman's head while she cared for him until an ambulance arrived.

Just a few weeks later, another accident occurred at Route 61 and U south of Troy. Lee Ann ran to the wrecked car. The driver was unconscious sitting upright in the driver's seat. She placed his head in the correct position, opened his airway, and made sure he was breathing until emergency responders could reach the scene.

Local law enforcement officials credited Lee Ann with saving both drivers' lives. Lee Ann and the Taum Sauk responders are here today. I ask them to stand and receive the recognition they deserve.

These are just five of the outstanding people who work for MoDOT and are dedicated to public service. They reacted to dire circumstances in extraordinary ways.

We are asking all MoDOT employees, however, to accomplish extraordinary feats. We are asking them to complete the single largest transportation project in Missouri history, we are asking them to deliver the largest construction program in Missouri history, we are asking them to deliver the Smooth Roads Initiative a full year early and we are holding them accountable for results at every step along the way.

Last year, I promised you that MoDOT employees would accomplish these things and more without adding personnel or new buildings. We have kept that promise and will remain committed to it.

MoDOT employees are doing more, but like other state employees they have not received a significant pay increase in five years. Therefore, I ask the General Assembly to pass a four percent across-the-board pay increase for Missouri's dedicated state employees. Missouri has a lot of things to be proud of - being last in state employee pay isn't one of them.

Statewide, we are focused on saving more than 200 lives per year and getting traffic fatalities below 1,000 by 2009. Through a partnership with the Highway Patrol, local law enforcement, highway safety advocates and other governmental agencies we have formed the Missouri Coalition for Roadway Safety. I know this grassroots effort will save lives on Missouri's roads.

The news from 2005, however, is not good. After a dramatic decrease in traffic deaths in 2004, fatalities increased by 9 percent this past year. 1,234 sons and daughters, mothers and fathers lost their lives on our highways in 2005. These numbers are unacceptable, undeniably tragic and an inexcusable embarrassment to our state.

They are particularly inexcusable when you consider that we could save 90 lives per year through a primary safety belt law. We can accomplish that noble goal by simply allowing officers to enforce our current law that requires safety belt use.

Now, I realize this issue may not be universally popular, but I feel a moral obligation to appeal to you once again for a primary safety belt law. Not because it is necessarily popular, but because it is right.

Doing what is right isn't always easy, but it is always right. We are losing an obscene number of Missourians to traffic crashes. A primary safety belt law will save lives and it is the right thing to do.

Etched in stone over the back entrance to this chamber is the phrase, "Progress is the law of life." In other words, when we are through making progress, then we are through. Well, we're not through. With your help, MoDOT will continue to get better, to make our transportation system better and to make our great state better.

You don't achieve progress, however, through talk. You achieve it through action. On the wall of my office I have a sign with an equation that reads, "Dreams minus Action equals Squat."

MoDOT is your action agency. We dream big, and we deliver big. Gone is the indecisive bureaucracy. Arrived is the more nimble organization that gets things done. The department that produces real progress. Progress you can feel.

To paraphrase a great Missourian, George Washington Carver: It will only be when MoDOT does common things in an uncommon way that people will take notice. That's our commitment to you - to make you notice uncommon progress. Progress you can feel.

So, how does this make you feel? In the coming years, we will undertake the reconstruction of I-64 in St. Louis and will finally connect it to I-70. We will also build a new Paseo Bridge in Kansas City. And we will complete the four-laning of U.S. 67 from Festus to Poplar Bluff.

Within five years, we will have new major river bridges in Hermann and Atchison.

Plus, we will complete the four-laning of U.S. 60 from Springfield to Sikeston; the four-laning of U.S. 71 from I-44 to Arkansas; the four-laning of U.S. 61 from Iowa to St. Louis; the four-laning of U.S. 65 from Buffalo to Arkansas; the four-laning of U.S. 36 from St. Joseph to Hannibal; the four-laning of U.S. 13 from Clinton to Springfield and the four-laning of U.S. 63 from Kirksville to Jefferson City.

Additionally, our 2,200 busiest miles of state highways - including all of I-70, all of I-44 and every other interstate in Missouri - will be in good condition.

What does that feel like to you? That feels like real, tangible progress to me. Progress you can feel!

I look forward to working with each of you for even greater progress in the years ahead. Thank you and may God bless your travels.

The Joint Session was dissolved by Senator Shields.

Representative Nieves assumed the Chair.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1683, introduced by Representatives Stevenson, Bearden, Moore, Sanders Brooks, Wasson, Sander, Portwood, Pearce, Dusenberg, Wilson (130), Jones, Schad, Myers, Pratt, Jetton, Wood, Weter, Kingery, Sater, McGhee, Flook, Deeken, Denison, Kelly, Cunningham (86) and Rector, relating to regulation of conflict of interest and lobbying.

HB 1684, introduced by Representative Stevenson, relating to business regulations.

HB 1685, introduced by Representatives Oxford, Young, Low (39) and Bowman, relating to provision of heat-related utility services to low-income persons.

HB 1686, introduced by Representatives Chappelle-Nadal, McGhee and Brown (50), relating to pit bull ownership.

HB 1687, introduced by Representatives Wright (137), Portwood, Franz, Wilson (130), Wallace, Fisher, Parson, Denison, Pollock, Stevenson, Wilson (119), Richard, Dixon, Jones, Cunningham (145), Emery, Wasson, Kingery and Kelly, relating to unused prescription drugs.

HB 1688, introduced by Representatives Johnson (47), Yates, Dusenberg, Pratt, LeVota, Kraus, Young, Lowe (44), Dougherty, Bland, Hughes, Meiners, Salva, Jolly, Sanders Brooks, Low (39),

Burnett, Curls and Brown (50), relating to the sole purpose of excluding a sales tax imposed by Jackson County for sports stadium improvement from economic activity tax revenues for tax increment finance projects.

HB 1689, introduced by Representatives Wilson (130), Ruestman, Brown (30), Bivins, Smith (118) and Stevenson, relating to abandoned property law applicability.

HB 1690, introduced by Representatives Wilson (130), Brown (30), McGhee, Bean, Nieves, Bivins, Dusenberg, Sanders Brooks, Ruestman, Meadows, Brown (50), Moore and Stevenson, relating to school board members.

HB 1691, introduced by Representatives Baker (25), Whorton, Johnson (90), Bland, Walsh, Bogetto, Jolly, Sanders Brooks, Chappelle-Nadal, Storch, Hughes, Schoemehl, Witte, Lampe, Parker, LeVota, Page, Shoemyer, Low (39), Fraser, Lowe (44) and Harris (23), relating to women's preventive health services.

HB 1692, introduced by Representative Cooper (120), relating to sales taxation of coin-operated amusement devices.

HB 1693, introduced by Representative Wasson, relating to private investigators.

HB 1694, introduced by Representatives Donnelly, Roorda, Yaeger, Walsh, Johnson (90), Darrough, Zweifel, Lampe, Curls, Villa, Moore, Whorton, Sanders Brooks and Storch, relating to life insurance benefits for Missouri national guard personnel.

HB 1695, introduced by Representatives Donnelly, Meiners, Roorda, Wildberger, Yaeger, Darrough, Sanders Brooks, Walsh, Kratky, Zweifel, Hughes, Lowe (44), Salva, Johnson (47), Young, Wright-Jones, Brown (30), Hunter, Cooper (120), Vogt, Deeken, Loehner, Jones, Black, Johnson (61), Storch and Lowe (39), relating to the Missouri Political Cyberfraud Act.

HB 1696, introduced by Representative Icet, relating to civil actions for damages.

HB 1697, introduced by Representatives Brown (50), Hubbard, Hughes, Bland, Harris (23), Burnett, Sanders Brooks, Haywood, Hoskins, Flook, Wildberger, Daus, Dougherty, Aull, Bogetto, Kuessner, Storch, Weter, Bowman, Curls, Walton, Boykins, Rucker, Nolte, Day, Meadows, Nieves, Jones, Parson, Loehner, Schad, Meiners, George, Spreng, Johnson (61), Johnson (90), Lowe (44), Wagner, Vogt, Jolly, Darrough, Corcoran, Johnson (47), Lampe, Avery, Faith, Moore, Wright (137), Page, Pearce and Schneider, relating to a tax credit for employers who hire high school students for summer jobs.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Emery has been appointed a member of the Appropriations-Education Committee.

Representative Self has been appointed a member of the Workforce Development and Workplace Safety Committee.

WITHDRAWAL OF HOUSE BILL

February 7, 2006

Mr. Steven Davis, Chief Clerk
House of Representatives
Room 306-C
Jefferson City, MO 65101

Dear Mr. Davis,

Due to an error in the writing of **House Bill No. 1564** I would like to request that it be withdrawn. Please contact me if you have any questions at 1-1446.

Thank you for your time.

Best regards,

/s/ David Day
State Representative
148th District

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, February 8, 2006.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 8, 2006, 8:00 a.m. Hearing Room 4.

Budget overviews of Governor's recommendations.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Possible Executive session.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 8, 2006, 2:45 p.m. Hearing Room 4.

Budget overviews of Governor's recommendations.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Possible Executive session.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 9, 2006, 8:00 a.m. Hearing Room 4.

Budget overviews of Governor's recommendations.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Possible Executive session.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 8, 2006, 2:45 p.m. Hearing Room 7.

Department of Revenue continued if necessary and budget for General Assembly. AMENDED

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 8, 2006, 2:45 p.m. Hearing Room 3.

Budget overview for the Departments of Mental Health,

Health and Senior Services, and Social Services.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 8, 2006, 2:45 p.m. Hearing Room 6.

Complete Public Safety's budget presentations.

Mark up will begin for Departments of Corrections, and Public Safety.

Executive session may follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 8, 2006, 2:45 p.m. Hearing Room 5.

Mark up for Economic Development, Labor, Insurance, and Transportation.

Executive session to follow.

CHILDREN AND FAMILIES

Wednesday, February 8, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 974

HEALTH CARE POLICY

Thursday, February 9, 2006, 8:15 a.m. Hearing Room 7.

Executive session may follow. Hearing is a continuation from 2-2-06. AMENDED

Public hearing to be held on: HB 1226

LOCAL GOVERNMENT

Thursday, February 9, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1361, HB 1111, HB 1366

Executive session will be held on: HB 1070

RETIREMENT

Wednesday, February 8, 2006, 6:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1305, HB 1306, HB 1344

RULES

Thursday, February 9, 2006, 8:30 a.m. Hearing Room 2.

Executive session may follow.

Public hearings to be held on: HCR 12, HCR 13, HCR 14,
HR 203, HR 207, HR 234, HR 237, HR 305

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, February 9, 2006, 8:30 a.m. Hearing Room 2.

Public hearings to be held on: HJR 28, HCS HJR 36, HB 983, HB 1157, HB 1228

SENIOR CITIZEN ADVOCACY

Thursday, February 9, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 1215

SMALL BUSINESS

Wednesday, February 8, 2006, 1:30 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1367, HB 1331

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, February 8, 2006, 5:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1232, HB 1079

TRANSPORTATION

Wednesday, February 8, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1380, HB 1532

VETERANS

Wednesday, February 8, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1141, HJR 40, HJR 44

WAYS AND MEANS

Wednesday, February 8, 2006, 6:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1214, HB 1140, HB 1302

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, February 8, 2006, 12:00 p.m. Hearing Room 3.

Executive session may be held.

Public hearing to be held on: HB 1481

HOUSE CALENDAR

TWENTIETH DAY, WEDNESDAY, FEBRUARY 8, 2006

HOUSE BILLS FOR SECOND READING

HB 1683 through HB 1697

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 6, (1-25-06, Page 130) - Burnett
- 2 HCR 9, (1-25-06, Pages 130-131) - Ruestman

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

TWENTIETH DAY, WEDNESDAY, FEBRUARY 8, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Robert Kurwicki, Pastor, St. Joseph Cathedral.

Almighty God of our families and our Loving God, we do begin this day conscious of Your presence and committing our lives anew to You. Sustain us with Your spirit and make us ready for our responsibilities, equal to our experiences, and adequate for every task. In the midst of the heat of daily duties let not our strength fail, nor our steps falter, nor our vision fade.

Make us patient with each other and understanding, remembering that each one of us walks a lonely road and each one has struggles no one else knows.

Give to us a real reverence for personality, a deep desire to speak the truth, and an unending enthusiasm for the reign of liberty and justice in our Nation and in our World. In the Master's name we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the nineteenth day was approved as printed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 30	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman

Rupp	Salva	Sander	Sater	Schaaf
Schad	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

LeVota Liese Wasson

VACANCIES: 003

HOUSE RESOLUTION

Representative Bivins offered House Resolution No. 531.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 527 - Representative Aull
House Resolution No. 528 - Representatives Meadows and Roorda
House Resolution No. 529 - Representative Dougherty
House Resolution No. 530 - Representative Brown (30)
House Resolution No. 532 - Representative Dethrow
House Resolution No. 533 - Representative Sanders Brooks
House Resolution No. 534 - Representative Franz
House Resolution No. 535
and
House Resolution No. 536 - Representative Threlkeld
House Resolution No. 537 - Representative Wright-Jones
House Resolution No. 538 - Representative Boykins
House Resolution No. 539 - Representative Kuessner
House Resolution No. 540 - Representative Hughes

HOUSE CONCURRENT RESOLUTION

Representative Baker (25), et al., offered House Concurrent Resolution No. 19.

SECOND READING OF HOUSE BILLS

HB 1683 through **HB 1697** were read the second time.

SPECIAL RECOGNITION

The Soldan High School Tigers Soccer Team was introduced by Representatives Roorda and El-Amin and recognized for attaining the St. Louis Public High School League Championship.

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1310**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SCS SB 578**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Judiciary, Chairman Pratt reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1169**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1698, introduced by Representatives Lipke, Dusenberg, Yates, Cooper (158) and Tilley, relating to sexual offenders.

HB 1699, introduced by Representative Yates, relating to physical therapists.

HB 1700, introduced by Representatives Wasson, Tilley, Parson, Yaeger, Avery, Kratky, Pratt, Bruns, Wells, Dixon, Sater, Wallace, Richard, Page, Kingery, Cooper (155), Donnelly, Stevenson, Cooper (120) and Threlkeld, relating to pharmacy practice.

HB 1701, introduced by Representatives Burnett, Pratt, Lipke, Johnson (61), Johnson (90), Witte, Stevenson, Donnelly, Flook, Storch, Vogt, Jolly, Harris (23) and Bringer, relating to attorneys as notaries.

HB 1702, introduced by Representative Hoskins, relating to absentee voting.

HB 1703, introduced by Representative Yates, relating to insurance pooling.

HB 1704, introduced by Representatives St. Onge, Storch, Munzlinger, Whorton, Hobbs, Bivins, Guest, Myers, Bearden, Johnson (47), Wasson, Wilson (119), Nance, Smith (118), Smith (14), Self, Cooper (155), Schaaf, Icet, Nolte, Sutherland, Wright (159), Ervin, Black, Jackson, May, Robb, Dusenberg, Smith (150), Flook, Dempsey, Silvey, Lembke, Jetton, Jones, Pratt, Wilson (130), Schad, Wallace, Henke, Wagner, Low (44), Parson, Wildberger, Sater, Behnen, Yaeger, McGhee, Day, Weter, Rucker, Kingery, Wells, George, Walsh, Wood, Quinn, Dethrow, Meadows, Witte, Schlottach, Corcoran, Donnelly, Zweifel, Sander, Young, Stevenson, Nieves, Faith, Lampe, Harris (110), Dixon, Dougherty, Boykins and Fraser, relating to proof of lawful presence for renewal of drivers' licenses.

HB 1705, introduced by Representative Cooper (158), relating to the purchase of goods and services.

HB 1706, introduced by Representative Pratt, relating to ticket sales in certain counties.

HB 1707, introduced by Representatives Dusenberg, Yates, Salva, Pratt, Dougherty and Young, relating to local registrars.

HB 1708, introduced by Representatives Roorda, Casey, Johnson (90), Meadows, Dusenberg, Cunningham (86), Sanders Brooks, Bowman and Moore, relating to failing to report suspicious photographs involving a child.

HB 1709, introduced by Representatives Roorda, Casey, Whorton, McGhee, Corcoran and Bogetto, relating to the sale or consignment of certain emergency vehicles.

HB 1710, introduced by Representatives Robb, Hobbs and Johnson (47), relating to county property in regional recreational districts.

HB 1711, introduced by Representatives Robb, Hobbs and Johnson (47), relating to industrial development.

HB 1712, introduced by Representative Johnson (90), relating to juvenile court employees.

HB 1713, introduced by Representative Cooper (158), relating to the Missouri foundation for health.

HB 1714, introduced by Representatives Flook, Silvey, Nance, Pollock, Emery, Ervin, Kraus, Bivins, Tilley, Davis, Nieves, Fisher, Brown (30), Kingery, Wright (159), Cunningham (86), Weter, Ruestman and Moore, relating to criminal nonsupport.

HB 1715, introduced by Representative Pratt, relating to corporations.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 22**.

SENATE CONCURRENT RESOLUTION NO. 22

WHEREAS, Missouri highway work zone crashes resulted in 5,852 injuries and 97 deaths to motorists between 1999 and 2003; and

WHEREAS, in 2004, three Missouri Department of Transportation employees were killed and 69 injured in work zones; and

WHEREAS, 28 Missouri State Highway Patrolmen have given the ultimate sacrifice, including seven Missouri State Highway Patrolmen who were killed along side Missouri's highways since 2001; and 16 Missouri State Highway Patrol vehicles have been involved in traffic accidents in the last twelve months; and

WHEREAS, highway injuries and fatalities are the result of driver inattention and the failure of drivers to slow down and move over in work zones or upon approach of emergency vehicles; and

WHEREAS, highway workers, including employees of the Missouri Department of Transportation, Missouri State Highway Patrol, law enforcement agencies, emergency medical services personnel, and highway contractors, regularly must work within the public right of way and in close proximity to traffic; and

WHEREAS, many of the causes of highway work deaths are preventable, including driver inattention, driving too fast for conditions, failing to yield right of way, following too closely and changing lanes improperly; and

WHEREAS, the Missouri General Assembly passed House Bill No. 1270 and House Bill No. 2032 in 2002 to require Missouri motorists to move over one lane or slow down when approaching parked emergency motor vehicles on highway right-of-ways; and

WHEREAS, public awareness of the need for greater caution and care by motorists while driving through highway work zones, while promoting safe practices by highway workers in highway work zones must be increased in the state of Missouri; and

WHEREAS, the Missouri General Assembly desires to promote highway worker safety and to encourage motorists traveling through Missouri highway work zones to exercise caution and care; and

WHEREAS, the Missouri General Assembly desires to generate an increased awareness of Missouri's law to move over or slow down when approaching stationary emergency vehicles in order to avoid the recent tragedies experienced by the Missouri State Highway Patrol:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby strongly encourage the Missouri Department of Transportation to create individual highway signs detailing the name and date of highway workers, emergency workers, and highway patrol officers injured or killed on Missouri highways and erect such signs at the location of the injury or death. The Missouri Department of Transportation shall not create or erect such highway signs unless the immediate family members of the highway workers, emergency workers, or highway patrol officers approve of the sign's creation; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Missouri Department of Transportation.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative George is no longer a member of the Workforce Development and Workplace Safety Committee.

Representative Spreng has been appointed a member of the Workforce Development and Workplace Safety Committee.

COMMUNICATIONS

February 7, 2006

Mr. Stephen Davis
Chief Clerk - House Administrator
Missouri House of Representatives
State Capitol - Room 306C
Jefferson City, MO 65101

Dear Mr. Davis:

Pursuant to Chapters 105.452 to 105.461, RSMo., this letter is an official report that I have invested in agriculture value-added cooperatives in which I may be eligible to receive New Generation Cooperative Incentive Tax Credits or loan guarantees. I would not have more than a ten percent interest in the proposed value-added venture.

In order for me to comply with Chapters 105.452 to 105.461, please publish this report in the Journal of the House.

Sincerely,

/s/ John Quinn
State Representative
District 7

February 8, 2006

Mr. Stephen S. Davis, Chief Clerk
Missouri House of Representatives
State Capitol, Room 306-C
Jefferson City, MO 65101

Dear Mr. Davis:

Pursuant to Chapters 105.452 to 105.461, RSMo, this letter is an official report that I have invested in agriculture value-added cooperatives in which I may be eligible to receive New Generation Cooperative Incentive Tax Credits or loan guarantees. I would not have more than a ten percent interest in the value-added cooperatives.

In order to comply with Chapters 105.452 to 105.461, please publish this report in the Journal of the House.

Sincerely,

/s/ Steve Hobbs
District 21

WITHDRAWAL OF HOUSE BILL

February 7, 2006

The Honorable Rod Jetton, Speaker
State Capitol
Jefferson City, MO 65101

Dear Speaker Jetton:

Please allow this letter to serve as my request to withdraw **House Bill No. 1475**. This bill relates to the prohibition of law enforcement officers in fourth class cities being allowed to affect an arrest outside city limits.

It is now my understanding that additional work will have to be done before it is heard in committee.

Thank you,

/s/ Bob Nance
Representative Bob Nance
District 36

ADJOURNMENT

On motion of Representative Self, the House adjourned until 10:00 a.m., Thursday, February 9, 2006.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Thursday, February 9, 2006, 8:00 a.m. Hearing Room 4.

Budget overviews of Governor's recommendations.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Possible Executive session.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 13, 2006, 11:00 a.m. Hearing Room 3.

Budget overview of Governor's recommendations for the

Department of Health and Senior Services, and Mental Health.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 3.

Budget overview of Governor's recommendations for the Department of Social Services.

Committee will reconvene at 2:45 p.m.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 15, 2006, 2:30 p.m. Hearing Room 3.

Mark up for departments will begin.

Executive session may follow. AMENDED

CHILDREN AND FAMILIES

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1485, HB 1539

HEALTH CARE POLICY

Thursday, February 9, 2006, 8:15 a.m. Hearing Room 7.

Executive session may follow. Hearing is a continuation from 2-2-06. AMENDED

Public hearing to be held on: HB 1226

LOCAL GOVERNMENT

Thursday, February 9, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1361, HB 1111, HB 1366

Executive session will be held on: HB 1070

RULES

Thursday, February 9, 2006, 8:30 a.m. Hearing Room 2.

Executive session may follow.

Public hearings to be held on: HCR 12, HCR 13, HCR 14,
HR 203, HR 207, HR 234, HR 237, HR 305

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, February 9, 2006, 8:30 a.m. Hearing Room 2.

Public hearings to be held on: HJR 28, HCS HJR 36, HB 983, HB 1157, HB 1228

SENIOR CITIZEN ADVOCACY

Thursday, February 9, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 1215

HOUSE CALENDAR

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 9, 2006

HOUSE BILLS FOR SECOND READING

HB 1698 through HB 1715

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 6, (1-25-06, Page 130) - Burnett
- 2 HCR 9, (1-25-06, Pages 130-131) - Ruestman

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 9, 2006

The House met pursuant to adjournment.

Representative Lanie Black in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

“Frost and cold, bless the Lord;
Give glory and eternal praise to him.”
(Daniel 3:69)

Lord, God of Unity and Strength, sustain us in this last session of the week.

The proposals and documents presented to us are many. May we receive them with grace and handle them with competence. In this session and in all our work, bless us with objectivity, so that our prejudgments and our personal histories do not hinder our service of the common good. Strengthen us, that through our work for the people, we may serve You.

Although our ideas and convictions at times divide us, may our reverence for You, our respect for each other, and our commitment to all the people of our State unite us.

We pray to You, Almighty God forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Chloé Kasten.

The Journal of the twentieth day was approved as printed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 50	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins

Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Parker	Parson	Pearce	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Brown 30	Bruns	Cooper 155	Liese	Page
Phillips				

VACANCIES: 003

HOUSE RESOLUTION

Representative Walton, et al., offered House Resolution No. 558.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 541	-	Representative Cooper (158)
House Resolution No. 542	-	Representative Pearce
House Resolution No. 543		
and		
House Resolution No. 544	-	Representative Schad
House Resolution No. 545		
through		
House Resolution No. 555	-	Representative Lager
House Resolution No. 556	-	Representative Fraser
House Resolution No. 557	-	Representative Cooper (158)
House Resolution No. 559	-	Representative LeVota
House Resolution No. 560	-	Representative Schneider, et al.
House Resolution No. 561	-	Representative Viebrock
House Resolution No. 562	-	Representative Wells
House Resolution No. 563	-	Representative Whorton

House Resolution No. 564 - Representative Moore, et al.
 House Resolution No. 565
 and
 House Resolution No. 566 - Representative Smith (118)
 House Resolution No. 567 - Representative Hunter
 House Resolution No. 568
 through
 House Resolution No. 572 - Representative Brown (30)
 House Resolution No. 573
 through
 House Resolution No. 576 - Representative Smith (150)
 House Resolution No. 577 - Representative Stevenson
 House Resolution No. 578 - Representative Bland
 House Resolution No. 579 - Representative Lager
 House Resolution No. 580 - Representative Jetton

SECOND READING OF HOUSE BILLS

HB 1698 through **HB 1715** were read the second time.

Speaker Jetton assumed the Chair.

SPECIAL RECOGNITION

Representatives Jones, McGhee, Meiners, Parson, Pollock, Schad, Wilson (130), Witte, Wright (137), the Reverend Charles Jackson, Jeanie Lachner, Bev McCasland, Kent Parson, Marietta Rutledge and Gregory Scott were recognized by Speaker Jetton for their volunteer service on behalf of the Hurricane Katrina relief effort.

HOUSE CONCURRENT RESOLUTION

HCR 6, relating to the Vietnamese-American Flag, was taken up by Representative Burnett.

Representative Hobbs assumed the Chair.

Representative Dempsey moved that **HCR 6** be committed to the Committee on Veterans.

Which motion was adopted by the following vote:

AYES: 089

Avery	Baker 123	Bean	Bearden	Behnen
Bivins	Black	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Iceet	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke

Loehner	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parson	Pearce	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 060

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Darrough
Daus	Donnelly	Dougherty	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Low 39
Lowe 44	Meiners	Oxford	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Spreng	Storch	Swinger	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 010

Brown 30	Bruns	Liese	Lipke	Marsh
Meadows	Page	Parker	Phillips	Wasson

VACANCIES: 003

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 15 - Rules
HCR 16 - Rules
HCR 17 - Rules
HCR 18 - Rules

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1094 - Transportation
HB 1258 - Crime Prevention and Public Safety
HB 1400 - Children and Families
HB 1403 - Transportation

HB 1406 - Insurance Policy
HB 1412 - Job Creation and Economic Development
HB 1415 - Insurance Policy
HB 1419 - Rules
HB 1424 - Local Government
HB 1425 - Transportation
HB 1426 - Local Government
HB 1429 - Ways and Means
HB 1430 - Elections
HB 1432 - Corrections and Public Institutions
HB 1434 - Judiciary
HB 1435 - Judiciary
HB 1436 - Judiciary
HB 1437 - Health Care Policy
HB 1439 - Financial Institutions
HB 1446 - Agriculture Policy
HB 1449 - Elementary and Secondary Education
HB 1451 - Judiciary
HB 1452 - Professional Registration and Licensing
HB 1453 - Professional Registration and Licensing
HB 1459 - Conservation and Natural Resources
HB 1466 - Retirement
HB 1468 - Crime Prevention and Public Safety
HB 1470 - Veterans
HB 1471 - Insurance Policy
HB 1472 - Insurance Policy
HB 1473 - Judiciary
HB 1476 - Ways and Means
HB 1478 - Veterans
HB 1480 - Financial Institutions
HB 1482 - Veterans
HB 1487 - Special Committee on Urban Issues
HB 1490 - Transportation
HB 1491 - Veterans
HB 1493 - Retirement
HB 1494 - Professional Registration and Licensing
HB 1496 - Crime Prevention and Public Safety
HB 1518 - Judiciary
HB 1519 - Judiciary
HB 1521 - Job Creation and Economic Development
HB 1524 - Judiciary
HB 1619 - Ways and Means
HB 1620 - Special Committee on Healthcare Facilities
HB 1632 - Utilities
HB 1647 - Local Government
HB 1688 - Local Government
HB 1621 - Ways and Means

RE-REFERRAL OF HOUSE BILLS

The following House Bills were re-referred to the Committee indicated:

HB 1112 - Health Care Policy

HB 1286 - Job Creation and Economic Development

HB 1582 - Special Committee on Student Achievement and Finance

COMMITTEE REPORTS

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 12**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 14**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HJR 28**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 203**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 203

WHEREAS, the Missouri House of Representatives recognizes the importance of empowering citizens to actively participate in the democratic process; and

WHEREAS, the House of Representatives has a long tradition of rendering assistance to those organizations that sponsor projects in the interest of good citizenship; and

WHEREAS, the Missouri Catholic Conference has as its purpose to promote the material and spiritual well being of all the people of the State of Missouri and to participate in the democratic processes of government:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the Missouri Catholic Conference permission to use the House Chamber and the House Hearing Rooms from 7:00 a.m. to 7:00 p.m. on Saturday, September 30, 2006, for the purpose of holding a citizens assembly and workshops.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 207**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 207

WHEREAS, The Church of Jesus Christ of Latter-day Saints enjoys a rich and vital history in the State of Missouri and is commemorating the 175th anniversary of its establishment in this State; and

WHEREAS, it is appropriate to recognize and commemorate the many inspiring and positive aspects of this history along with the efforts of Missouri leaders to reconcile past injustices, such as former-Governor Christopher "Kit"

Bond, who 30 years ago in 1976 officially rescinded the unfortunate 1838 executive order affecting Missouri Mormons by Governor Lilburn W. Boggs; and

WHEREAS, the Missouri State Archives and the Columbia, Missouri Stake of The Church of Jesus Christ of Latter-day Saints are jointly sponsoring a two-day educational and commemorative conference entitled "The Mormon Experience in Missouri: From Conflict to Understanding" on September 8 and 9, 2006; and

WHEREAS, this conference will offer a unique educational opportunity for Missourians to learn more about an important chapter in the history of their State:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, hereby grant permission for the House Chamber, House Lounge, hearings rooms, and third-floor rotunda area to be used when needed for "The Mormon Experience in Missouri" conference on Friday, September 8 and Saturday, September 9, 2006; and

BE IT FURTHER RESOLVED that the members of the Missouri House of Representatives, other state officials, educators, and interested citizens be encouraged to attend this event; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for the Governor of the State of Missouri, United States Senator Christopher "Kit" Bond, Missouri statewide executive office holders, and representatives of The Church of Jesus Christ of Latter-day Saints.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 234**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 234

WHEREAS, the General Assembly has a tradition of granting the use of the House of Representatives and Senate Chambers for mock legislative workshops conducted by civic organizations; and

WHEREAS, the University Extension 4-H Development Program is an educational experience in state government for youth by allowing such youth, with the aid and supervision of extension staff and legislators, to participate in mock legislative hearings and floor discussions of current bills that are of interest to youth:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the 4-H Citizenship Youth Forum permission to use the House Chamber on Wednesday, June 28, 2006, from 9:00 a.m. until 11:30 a.m. to conduct a mock legislative session.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 237**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 237

WHEREAS, the members of the Missouri House of Representatives enjoy a long, proud tradition of meeting their responsibilities to the citizens of this state while upholding the virtues represented by the "Glory of Missouri": Knowledge, Liberty, Equality, Law, Justice, Fraternity, Education, Progress, Honor, Truth, Virtue, Temperance, Enterprise, and Charity; and

WHEREAS, these virtues are engraved in the House Chamber of the State Capitol with the inscription: "All the foregoing human qualities bind into one theme, the Glory of Missouri because no people attain these virtues unless they are great"; and

WHEREAS, the "Glory of Missouri" Award was created to encourage the values held by the early leaders of Missouri and to recognize those standards as exemplified in our schools and communities by this state's young people, the future of Missouri:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, hereby grant permission for the House Chamber and Third Floor Rotunda area to be used for the purpose of presenting the "Glory of Missouri" Award to the young citizens of this great state on Friday, April 21, 2006, from 10:00 a.m to 4:00 p.m.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 305**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**.

HOUSE RESOLUTION NO. 305

WHEREAS, the members of the Missouri House of Representatives enjoy a long, proud tradition of meeting their responsibilities to the citizens of this state while upholding the virtues represented by the "Glory of Missouri": Knowledge, Liberty, Equality, Law, Justice, Fraternity, Education, Progress, Honor, Truth, Virtue, Temperance, Enterprise, and Charity; and

WHEREAS, these virtues are engraved in the House Chamber of the State Capitol with the inscription: "All the foregoing human qualities bind into one theme, the Glory of Missouri because no people attain these virtues unless they are great"; and

WHEREAS, the "Glory of Missouri" Award was created to encourage the values held by the early leaders of Missouri and to recognize those standards as exemplified in our schools and communities by this state's young people, the future of Missouri:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, hereby grant permission for the House Chamber to be used for the purpose of presenting the "Glory of Missouri" Award to the young citizens of this great state on Monday, April 10, 2006, from 12:15 p.m to 2:00 p.m.

House Committee Amendment No. 1

AMEND House Resolution No. 305, Page 1, Paragraph 4, Line 4, by deleting the date "April 10" and inserting in lieu thereof the date "March 27".

Mr. Speaker: Your Committee on Rules, to which was referred **HB 983**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1157**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1228**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1118**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1427**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1716, introduced by Representative Wright (137), relating to special advisors to police departments.

HB 1717, introduced by Representatives Flook and Yates, relating to mortgage satisfaction.

HB 1718, introduced by Representatives Yates, Dusenberg, Johnson (47) and Kraus, relating to ticket sales in certain counties.

HB 1719, introduced by Representatives Bivins, Wildberger, Dixon, Kraus, Ervin, Yaeger, Fisher, Schneider, McGhee, Moore and Sanders Brooks, relating to computation of resident individual income.

HB 1720, introduced by Representatives Bivins, Wildberger, Fraser and Munzlinger, relating to registered environmental professionals.

HB 1721, introduced by Representatives Bivins, Sander and Moore, relating to water pollution permits.

HB 1722, introduced by Representatives Sutherland, Corcoran, Harris (110), Cunningham (86), Wilson (119), Sander, Sanders Brooks, Moore, McGhee, Zweifel, Smith (118), Yaeger, Dougherty and Munzlinger, relating to park services.

HB 1723, introduced by Representatives Fraser, Oxford, Donnelly, Harris (110) and Low (39), relating to mercury emission.

HB 1724, introduced by Representatives Low (39), Oxford, Casey, Roorda, Jolly, Young, LeVota, Kuessner, Curls, Dougherty, Baker (25) and Zweifel, relating to spaying and neutering of dogs and cats.

HB 1725, introduced by Representatives Low (39), Tilley, Yaeger, Harris (110), Oxford, Zweifel, LeVota, Kuessner, Curls, Fraser, Bogetto, Wildberger and Baker (25), relating to driver's licenses.

HB 1726, introduced by Representatives Johnson (47), Villa and Daus, relating to beer and intoxicating liquor.

HB 1727, introduced by Representatives Low (39), Sanders Brooks, Oxford, Baker (25), Hughes, Robinson, Bowman, Yaeger, Meadows, George, Lowe (44), Burnett, Donnelly, Darrough, Johnson (61), Corcoran, Daus, Shoemyer, Storch, Johnson (90) and Wagner, relating to corporate tax disclosures.

HB 1728, introduced by Representatives Rector, Emery, Myers, Schlottach, Bivins, Smith (14), Viebrock, Schad and Moore, relating to the public counsel.

HB 1729, introduced by Representatives Rupp, Brown (30) and Roorda, relating to law enforcement safety fund.

HB 1730, introduced by Representatives Schlottach, Kelly, Wasson, Dixon, May, Dethrow, Whorton, Kuessner and Ruestman, relating to the department of natural resource's bonding authority.

HB 1731, introduced by Representatives Lembke, Avery, Nance, Kraus, Silvey, Nieves, Portwood, Faith, Flook, Wright (137), McGhee, Bivins, Schneider, Davis, Smith (14) and Stevenson, relating to tax increment financing.

HB 1732, introduced by Representatives Fraser, Jetton, Sater, Richard, Sutherland, Donnelly, Wright (159), Smith (14), Chappelle-Nadal, Cooper (155), Tilley, Bivins, Cooper (120), May, Wilson (119), St. Onge, Storch, Bearden, Wildberger, Munzlinger, Ruestman, Fisher, Baker (25), Henke, Witte, Oxford, George, Villa, Daus, Boykins, Wallace, Parson, Jones, Johnson (47), Pollock, Threlkeld, Schneider, Weter, Roorda, Wright (137), Hobbs, Johnson (61), Wright-Jones, Walsh, Curls, Bogetto, Schoemehl, Darrough, Rucker, Meiners, Yaeger, Jolly, Low (39), Bowman, Skaggs, Dempsey, Day, El-Amin and Walton, relating to the possession and self-administration of medications by pupils.

HB 1733, introduced by Representatives Kratky, Johnson (61), Hubbard, Vogt, Oxford, Roorda, Casey, Meadows, Wright-Jones, Jones, Bivins, Parson, Corcoran, Walsh, Yaeger, Darrough, McGhee and Wildberger, relating to police officer compensation.

HB 1734, introduced by Representatives Kratky, Darrough, Yaeger, McGhee, Bivins and Wildberger, relating to park rangers of the City of St. Louis.

HB 1735, introduced by Representatives Kratky, Henke, Skaggs, Brown (50), Darrough and Richard, relating to manufacturers of intoxicating liquor.

HB 1736, introduced by Representatives Avery, Wildberger, Lembke, Nolte, Silvey, Faith, Parker, Smith (14), Johnson (47), Wright (137), Schneider, Stevenson, Kraus, Nance, McGhee and Bivins, relating to public officers and employees.

HB 1737, introduced by Representatives Lampe, McGhee and Moore, relating to designation of next-of-kin for deceased persons.

HB 1738, introduced by Representative Tilley, relating to a sales tax for community programs.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 645**, entitled:

An act to repeal section 100.710, RSMo, and to enact in lieu thereof one new section relating to the Missouri business use incentive for large-scale development act.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 858 & 868**, entitled:

An act to amend chapter 191, RSMo, by adding thereto one new section relating to the healthcare technology fund, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

WITHDRAWAL OF HOUSE BILL

February 9, 2006

Steve Davis
Chief Clerk
Missouri House of Representatives

Re: House Bill No. 1683

Dear Mr. Davis,

Please withdraw **House Bill No. 1683**. I am sorry that there were some major drafting errors in the bill. I hope to file a corrected bill at some later date. Thank you very much for your assistance in this matter.

I greatly appreciate your work and assistance in this matter.

Very Truly Yours,

/s/ Bryan P. Stevenson

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 4:00 p.m., Monday February 13, 2006.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 6.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Committee will reconvene at 2:45 p.m. in Hearing Room 4.

Executive session may follow.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 4.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Committee will reconvene at 2:45 p.m. if necessary.

Executive session may follow.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 7.

Mark up for Department of Revenue, Office of Administration,

Statewide Elected Officials, Judiciary, Public Defender, and General Assembly.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 14, 2006, 2:45 p.m. Hearing Room 7.

Mark up Department of Revenue, Office of Administration,

Statewide Elected Officials, Judiciary, Public Defender, and General Assembly.

Executive session may follow.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 13, 2006, 11:00 a.m. Hearing Room 3.

Budget overview of Governor's recommendations for the Department of Health and Senior Services, and Mental Health.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 3.

Budget overview of Governor's recommendations for the Department of Social Services.

Committee will reconvene at 2:45 p.m.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 15, 2006, 2:30 p.m. Hearing Room 3.

Mark up for departments will begin. Executive session may follow. AMENDED

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 14, 2006, 2:45 p.m. Hearing Room 6.

Mark up will begin. Executive session may follow.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 15, 2006, 2:45 p.m. Hearing Room 6.

Mark up will continue. Executive session may follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 5.

Mark up for Departments of Transportation, Labor, Insurance, and Economic Development.
Executive session may follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 14, 2006, 2:45 p.m. Hearing Room 5.

Mark up for Departments of Transportation, Labor, Insurance, and Economic Development.
Executive session may follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 15, 2006, 2:45 p.m. Hearing Room 5.

Mark up for Departments of Transportation, Labor, Insurance, and Economic Development.
Executive session may follow.

CHILDREN AND FAMILIES

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1485, HB 1539

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 14, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1311, HB 1316, HB 1386, HB 1393, HB 1443

ELECTIONS

Tuesday, February 14, 2006, 6:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 977, HB 1194, HB 1355

FINANCIAL INSTITUTIONS

Tuesday, February 14, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: HB 1480

HIGHER EDUCATION

Tuesday, February 14, 2006, 12:00 p.m. Hearing Room 4.

Public hearing to be held on: HB 1251

Executive session will be held on: HB 1060, HB 1036

SPECIAL COMMITTEE ON AGRI-BUSINESS

Tuesday, February 14, 2006, 5:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HB 1351

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1092, HB 1137

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1180, HB 1275

HOUSE CALENDAR

TWENTY-SECOND DAY, MONDAY, FEBRUARY 13, 2006

HOUSE BILLS FOR SECOND READING

HB 1716 through HB 1738

SENATE BILLS FOR SECOND READING

1 SB 645

2 SCS SBs 858 & 868

HOUSE CONCURRENT RESOLUTION

HCR 9, (1-25-06, Pages 130-131) - Ruestman

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

TWENTY-SECOND DAY, MONDAY, FEBRUARY 13, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

You, Lord, are our God! You hear us when we lift our voices to You. You, alone, have the power to fulfill all of our petitions and to keep us calm in every situation.

We know that ultimately we are accountable to You for each decision and act, so lead us in the way of truth and guide us by Your eye and strong right hand.

May Your hand of healing be upon loved ones who may be ill, Your hand of guidance on spouses managing households and civic responsibilities, Your hand of comfort upon our children who miss us dearly when we are away, and Your hand of prudent direction on each of us as we proceed with this week's agenda.

Now may the Lord of Peace, Himself, continually grant us peace in every circumstance. The Lord be with us all.

For it is in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-first day was approved as printed by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Black	Bogetto	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Parker	Parson

Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bivins	Bland	Bowman	Brown 30	Flook
Johnson 90	Liese	Page	Walton	

VACANCIES: 003

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 581 - Representative Smith (150)
 House Resolution No. 582
 and
 House Resolution No. 583 - Representative Baker (25)
 House Resolution No. 584 - Representative Bruns
 House Resolution No. 585 - Representative Phillips
 House Resolution No. 586
 and
 House Resolution No. 587 - Representative Jones
 House Resolution No. 588 - Representative Whorton
 House Resolution No. 589 - Representative Wilson (119)
 House Resolution No. 590 - Representative May
 House Resolution No. 591 - Representative Pollock
 House Resolution No. 592
 and
 House Resolution No. 593 - Representative Nance
 House Resolution No. 594 - Representative Wilson (130)
 House Resolution No. 595 - Representative Wilson (119)
 House Resolution No. 596 - Representative Schaaf
 House Resolution No. 597 - Representative Smith (14)

SECOND READING OF HOUSE BILLS

HB 1716 through **HB 1738** were read the second time.

SECOND READING OF SENATE BILLS

SB 645 and **SCS SBs 858 & 868** were read the second time.

HOUSE CONCURRENT RESOLUTION

HCR 9, relating to the Comprehensive Cancer Action Plan, was taken up by Representative Ruestman.

On motion of Representative Ruestman, **HCR 9** was adopted.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 1276 - Rules

COMMITTEE REPORTS

Committee on Children and Families, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1071**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Insurance Policy, Chairman Yates reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1155**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Job Creation and Economic Development, Chairman Richard reporting:

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HB 1249**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1070**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1078**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Workforce Development and Workplace Safety, Chairman Hunter reporting:

Mr. Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **HB 1456**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 49, introduced by Representatives Wright (137) and Avery, relating to protecting the display of religious documents.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1739, introduced by Representatives Dusenberg, Pratt, Yates, Myers, Stevenson, McGhee, Swinger, Black, Quinn, Guest, Harris (110), Fraser, Kelly, Schlottach, Hobbs, Wildberger and LeVota, relating to agricultural property loans.

HB 1740, introduced by Representative Wright (137), relating to resident individual tax rates.

HB 1741, introduced by Representative Hoskins, relating to income tax credit for the elderly.

HB 1742, introduced by Representatives Portwood, Jetton, Wright (137), Bearden, Yates, Cooper (158), Munzlinger, Bruns, Nance, Bivins, Muschany, Lipke, Icet, Dempsey, Cunningham (86), Threlkeld, Dusenberg, Dethrow, Wasson, Fisher, Pollock, Phillips, Jones, Sander, Silvey, May, Smith (150), Lembke, Richard, Dixon, Hobbs, Nieves, Nolte, Franz, Stevenson, Hoskins, Kraus, Curls, Walton, Ruestman, Kratky, Wood, Wright (159), Chappelle-Nadal, Deeken, Hunter, Day, Weter, Wallace, Cooper (120), Bowman, Lampe, Fares, Storch, Page and Moore, relating to medical assistance eligibility for certain persons.

HB 1743, introduced by Representative Hoskins, relating to voter registration.

HB 1744, introduced by Representative Johnson (47), relating to alternate rate schedules.

HB 1745, introduced by Representative Johnson (47), relating to the issuance of bonds.

HB 1746, introduced by Representative Day, relating to veterans' programs.

HB 1747, introduced by Representative Schaaf, relating to standardized insurance forms.

HB 1748, introduced by Representative Sutherland, relating to base salary schedules for county officials.

HB 1749, introduced by Representatives Cooper (120) and Wasson, relating to sales and use taxes on utility services.

HB 1750, introduced by Representatives Muschany and Cunningham (86), relating to lapse of district corporate organization.

HB 1751, introduced by Representatives Munzlinger, Parson, Schad, Jones, Moore, Nieves, Cooper (120), Denison, Hobbs, Chinn, Darrough, Meadows, Dougherty, Dusenber, Self, Whorton, Ruestman and Behnen, relating to the criminal justice system.

HB 1752, introduced by Representatives Munzlinger, Cooper (120), Brown (30), Jones, Moore, Nieves, Denison, Hobbs, Viebrock, Chinn, Darrough, Meadows, Dougherty, Dusenber, Self, Whorton, Ruestman and Behnen, relating to forbidding prohibiting the storage of legally owned firearms or other weapons in a locked vehicle.

HB 1753, introduced by Representatives Munzlinger, Darrough, Jones, Myers, Cooper (120), Viebrock, Loehner, Quinn, May, Chinn, Hobbs and Behnen, relating to income tax credits for alternative fuel facilities.

WITHDRAWAL OF HOUSE BILL

February 13, 2006

Stephen Davis, Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Steve:

Please allow this letter to serve as my request to withdraw **House Bill No. 1049**.

If you have any questions, please contact my office.

Sincerely,

/s/ J. C. Kuessner

The following members' presence was noted: Bland, Bowman, Flook, Page and Walton.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, February 14, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, February 14, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session. AMENDED

Public hearings to be held on: HB 1333, HB 1349, HB 1446

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 6.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Committee will reconvene at 2:45 p.m. in Hearing Room 4.

Executive session may follow.

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 4.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Committee will reconvene at 2:45 p.m. if necessary.

Executive session may follow.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 7.

Mark up for Department of Revenue, Office of Administration,

Statewide Elected Officials, Judiciary, Public Defender, and General Assembly.

APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, February 14, 2006, 2:45 p.m. Hearing Room 7.

Mark up Department of Revenue, Office of Administration,

Statewide Elected Officials, Judiciary, Public Defender, and General Assembly.

Executive session may follow.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 15, 2006, 2:45 p.m. Hearing Room 7.

Mark up on Office of Administration-Public Debt, Department of Revenue,

Office of Administration-Employee Benefits, Statewide Elected Officials,

Judiciary-Public Defender, and General Assembly.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 3.

Budget overview of Governor's recommendations for the Department of Social Services.

Committee will reconvene at 2:45 p.m.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 15, 2006, 2:30 p.m. Hearing Room 3.

Mark up for departments will begin. Executive session may follow. AMENDED

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 14, 2006, 2:45 p.m. Hearing Room 6.

Mark up will begin. Executive session may follow.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 15, 2006, 2:45 p.m. Hearing Room 6.

Mark up will continue. Executive session may follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 5.

Mark up for Departments of Transportation, Labor, Insurance, and Economic Development.
Executive session may follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Tuesday, February 14, 2006, 2:45 p.m. Hearing Room 5.

Mark up for Departments of Transportation, Labor, Insurance, and Economic Development.
Executive session may follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 15, 2006, 2:45 p.m. Hearing Room 5.

Mark up for Departments of Transportation, Labor, Insurance, and Economic Development.
Executive session may follow.

BUDGET

Thursday, February 16, 2006, 8:15 a.m. Hearing Room 3.

Executive session may follow. AMENDED

Public hearing to be held on: HB 1014

CHILDREN AND FAMILIES

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1485, HB 1539

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 14, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1311, HB 1316, HB 1386, HB 1393, HB 1443

ELECTIONS

Tuesday, February 14, 2006, 6:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 977, HB 1194, HB 1355

FINANCIAL INSTITUTIONS

Tuesday, February 14, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow. CANCELLED

Public hearing to be held on: HB 1480

HIGHER EDUCATION

Tuesday, February 14, 2006, 12:00 p.m. Hearing Room 4.

Public hearing to be held on: HB 1251

Executive session will be held on: HB 1060, HB 1036

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 15, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1348, HB 1398, HB 1521

JUDICIARY

Tuesday, February 14, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1053, HB 1256, HB 1353

LOCAL GOVERNMENT

Thursday, February 16, 2006, 8:00 a.m. Hearing Room 6.

Executive session will follow.

Public hearings to be held on: HB 1688, HB 1343, HB 1238, HB 1647, HB 1424

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 15, 2006, 12:00 p.m. Hearing Room 1.

Educational meeting to be held.

Topic of discussion will be M.D.'s, D.O.'s, A.P.R.N.'s, and Physician Assistants

RETIREMENT

Wednesday, February 15, 2006, 6:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1268, HB 1356, HB 1357, HB 1466

SPECIAL COMMITTEE ON AGRI-BUSINESS

Tuesday, February 14, 2006, 5:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HB 1351

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow. CANCELLED

Public hearings to be held on: HB 1092, HB 1137

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, February 15, 2006, 5:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1620, HB 1537

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, February 14, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1180, HB 1275

TRANSPORTATION

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 1.

Executive session will follow.

Public hearings to be held on: HB 994, HB 1255, HB 1378, HB 1382

VETERANS

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 984, HB 1237, HB 1470, HB 1491

HOUSE CALENDAR

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 14, 2006

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 49

HOUSE BILLS FOR SECOND READING

HB 1739 through HB 1753

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 14, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

Almighty God, Your Holy Spirit teaches us: *"God is love and they who abide in love abide in God and God in them."* (1 John 4:16)

We thank You for our spouses and our children, and all the true Valentines in our lives.

All real love is one, since *"Love comes from God."* (1 John 4:7) Yes, Lord God, we pray for the grace of wholeness and unity, so that the tender love we have for our family may flow into love of neighbor and embrace the people of our districts, of our entire State, and ultimately all people.

Holy God, we work on so many things; so many issues demand our attention; there are so many needs. May love of neighbor unite them into a single web. Almighty God, bless us with great vision and excellent skill in give and take, so that our work today never contradict the meaning of Valentine's Day but support its meaning for all.

We pray in Your Holy Name, Almighty God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Shannon Jones and Connie Bolbecher.

The Journal of the twenty-second day was approved as corrected by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Black	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 30	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Corcoran	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47

Johnson 61	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
LeVota	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bivins	Bowman	Cooper 158	Donnelly	Johnson 90
Lembke	Liese	Swinger	Wright 137	

VACANCIES: 003

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 598	-	Representative Fraser
House Resolution No. 599	-	Representative Franz
House Resolution No. 600	-	Representatives Roark and Wright (137)
House Resolution No. 601	-	Representative Roark
House Resolution No. 602	-	Representative Smith (14)
House Resolution No. 603	-	Representative Pratt
House Resolution No. 604	-	Representative Wells
House Resolution No. 605		
through		
House Resolution No. 610	-	Representative Lager
House Resolution No. 611	-	Representative Kraus
House Resolution No. 612	-	Representative Guest
House Resolution No. 613	-	Representative Curls
House Resolution No. 614		
through		
House Resolution No. 618	-	Representative Smith (14), et al.

House Resolution No. 619

and

House Resolution No. 620 - Representative Whorton

House Resolution No. 621 - Representative Nolte

HOUSE CONCURRENT RESOLUTIONS

Representative Wildberger, et al., offered House Concurrent Resolution No. 20.

Representative Fraser, et al., offered House Concurrent Resolution No. 21.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 49 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1739 through **HB 1753** were read the second time.

SPECIAL RECOGNITION

James H. Lae was introduced by Representative Deeken and recognized as an Outstanding Missourian.

Speaker Pro Tem Bearden assumed the Chair.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 1742 - Senior Citizen Advocacy

RE-REFERRAL OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was re-referred to the Committee indicated:

HCR 16 - Utilities

COMMITTEE REPORT

Committee on Senior Citizen Advocacy, Chairman Bruns reporting:

Mr. Speaker: Your Committee on Senior Citizen Advocacy, to which was referred **HB 1145**, **HB 1359** and **HB 1121**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1754, introduced by Representatives Sater, Nolte, Pollock, Faith, Kingery, Bivins, Smith (118), Whorton, Meadows and Moore, relating to an associate degree scholarship program.

HB 1755, introduced by Representative Day, relating to transient guest taxes.

HB 1756, introduced by Representatives Fraser, Moore, Oxford, Sanders Brooks and Bowman, relating to foreign language instruction in elementary schools.

HB 1757, introduced by Representatives Wasson, Cunningham (145), Wells and Yaeger, relating to wheeled mobility.

HB 1758, introduced by Representatives Wasson, Cunningham (145) and Wells, relating to architects, professional engineers, and land surveyors.

HB 1759, introduced by Representatives Wasson, Tilley, Richard, Cunningham (145) and Wells, relating to athletic trainers.

HB 1760, introduced by Representatives Wasson, Richard, Tilley, Cunningham (145), Wells and Page, relating to employee disqualification list maintained by the department of health and senior services.

HB 1761, introduced by Representatives Loehner, Dethrow, Hobbs, Schlottach, Munzlinger, Wallace, Wilson (119), Day, Quinn, Schad, Johnson (47), Smith (150), Jones, Parson, Myers, McGhee, Kuessner, Whorton, May, Franz, Guest and Smith (118), relating to surface mining and gravel excavation.

HB 1762, introduced by Representatives Wilson (119), Weter, Cunningham (86), Meadows, Moore, Fisher, Dethrow, Wallace, May, Cunningham (145), Viebrock, Chinn, Wasson, Tilley, Myers, Rector, Guest, Jackson, Parson, Schad, Cooper (120), Bruns, Whorton, Loehner, Pearce, Self, Ruestman, Day, Wood, Sater, Nolte, Wells, Dusenberg, Wilson (130), Franz, Nieves, Jones, Pollock, Wright (137), Kelly, Deeken, McGhee, Behnen, Dixon, Ervin, Threlkeld, Schlottach, Sutherland, Avery, Munzlinger and Black, relating to disabled license plates.

HB 1763, introduced by Representatives Yates, Kraus and Johnson (47), relating to workers' compensation.

HB 1764, introduced by Representatives Baker (25), Low (39), Lampe, McGhee, Meadows, Cooper (120), Curls, Corcoran and Bogetto, relating to the higher education academic scholarship program.

HB 1765, introduced by Representatives Denison, Dixon, Deeken, Viebrock, Bearden, Hunter, Pollock, Dempsey, Tilley, Munzlinger, Cooper (120), Jackson, Nance, Jones, Kingery, Roorda, Schlottach, Weter, Marsh, Wright (159), Nolte, Fisher, Stevenson, Kelly, Wilson (119), Wright (137), St. Onge, Sater, May and Schneider, relating to polling places.

HB 1766, introduced by Representative Bruns, relating to peace officers.

HB 1767, introduced by Representative Bruns, relating to protections for disabled persons and the elderly.

The following members' presence was noted: Bowman, Cooper (158), Donnelly, Lembke and Wright (137).

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, February 15, 2006.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Twenty-first Day, Thursday, February 9, 2006, Page 227, Line 14, by inserting immediately after said line the following:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HJR 36**, begs leave to report it has examined the same and recommends that it **Do Pass**.

COMMITTEE MEETINGS

APPROPRIATIONS - AGRICULTURE AND NATURAL RESOURCES

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 4.

Mark up for Departments of Agriculture, Natural Resources, and Conservation.

Committee will reconvene at 2:45 p.m. if necessary.

Executive session may follow.

APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, February 15, 2006, 2:45 p.m. Hearing Room 7.

Mark up on Office of Administration-Public Debt, Department of Revenue,

Office of Administration-Employee Benefits, Statewide Elected Officials,

Judiciary-Public Defender, and General Assembly.

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Wednesday, February 15, 2006, 2:30 p.m. Hearing Room 3.

Mark up for departments will begin.

Executive session may follow. AMENDED

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Wednesday, February 15, 2006, 2:45 p.m. Hearing Room 6.

Mark up will continue.

Executive session may follow.

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Wednesday, February 15, 2006, 2:45 p.m. Hearing Room 5.

Mark up for Departments of Transportation, Labor, Insurance, and Economic Development.

Executive session may follow.

BUDGET

Thursday, February 16, 2006, 8:15 a.m. Hearing Room 3.

Executive session may follow. AMENDED

Public hearing to be held on: HB 1014

CHILDREN AND FAMILIES

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1485, HB 1539

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 15, 2006, 6:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HJR 43, HB 1373, HB 1230

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 998, HB 1065, HB 1192, HB 1432

HEALTH CARE POLICY

Thursday, February 16, 2006, 8:00 a.m. Hearing Room 7.

Public hearings to be held on: HB 1222, HB 1245, HB 1437

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, February 15, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1348, HB 1398, HB 1521

LOCAL GOVERNMENT

Thursday, February 16, 2006, 8:00 a.m. Hearing Room 6.

Executive session will follow.

Public hearings to be held on: HB 1688, HB 1343, HB 1238, HB 1647, HB 1424

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 15, 2006, 12:00 p.m. Hearing Room 1.

Educational meeting to be held.

Topic of discussion will be M.D.'s, D.O.'s, A.P.R.N.'s and Physician Assistant's. AMENDED

Executive session may be held on: HB 1153, HB 1168

RETIREMENT

Wednesday, February 15, 2006, 6:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1268, HB 1356, HB 1357, HB 1466

RULES

Wednesday, February 15, 2006, 9:00 a.m. Hearing Room 6.

Executive session may follow. AMENDED

Public hearings to be held on: HCR 13, HCR 15, HCR 17

RULES [PURSUANT TO RULE 25(26)(f)]

Wednesday, February 15, 2006, 9:00 a.m. Hearing Room 6.

Executive session will be held on: HCS HB 1155, HB 1249, HB 1071,

HCS HB 1456, HB 1427, HB 1118, HB 1169, HCS SCS SB 578

SENIOR CITIZEN ADVOCACY

Thursday, February 16, 2006, 8:15 a.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 1742

SMALL BUSINESS

Wednesday, February 15, 2006, Side gallery upon morning adjournment.

Executive session will be held on: HB 1367

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, February 15, 2006, 5:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1620, HB 1537

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, February 20, 2006, 3:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1135, HB 1487

TRANSPORTATION

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 1.

Executive session will follow.

Public hearings to be held on: HB 994, HB 1255, HB 1378, HB 1382

VETERANS

Wednesday, February 15, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 984, HB 1237, HB 1470, HB 1491

WAYS AND MEANS

Wednesday, February 15, 2006, 6:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1621, HB 1376, HB 1476

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, February 15, 2006, 12:00 p.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1388, HB 1606

HOUSE CALENDAR

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 15, 2006

HOUSE BILLS FOR SECOND READING

HB 1754 through HB 1767

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 15, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, before the mountains were created, before the Earth was formed, You are God without beginning or end.

We have this promise from You, "When they call on Me, I will answer; I will be with them in trouble. I will rescue them and honor them." So we go confidently into this day, conferencing, researching, deliberating; always mindful of Your watchful presence.

We refuse to receive counsel that contradicts what we know is right. Keep us far from every wrong; help us, undeserving as we are, to obey Your laws, for we are determined to do what is right.

May You Lord, Who loved us and, in Your special favor, gave us everlasting comfort and good hope, comfort our hearts and give us strength in every good thing we do and say.

We ask these things in the name of Your Son. Amen and amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Amanda Robart, Audrey Robart, and Theron Robart.

The Journal of the twenty-third day was approved as printed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 30	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner

Lager	Lampe	Lembke	LeVota	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Bivins	Hobbs	Liese	Page
Swinger				

VACANCIES: 003

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 622	-	Representative Richard
House Resolution No. 623	-	Representative Smith (14), et al.
House Resolution No. 624	-	Representatives Smith (14) and Faith
House Resolution No. 625	-	Representative Smith (14), et al.
House Resolution No. 626	-	Representative Bowman
House Resolution No. 627	-	Representatives Harris (110) and Kuessner
House Resolution No. 628	-	Representative Smith (14), et al.
House Resolution No. 629		
and		
House Resolution No. 630	-	Representative Dethrow
House Resolution No. 631	-	Representative Marsh
House Resolution No. 632	-	Representative Robinson
House Resolution No. 633	-	Representatives Brown (50) and Jolly
House Resolution No. 634		
and		
House Resolution No. 635	-	Representative Kingery
House Resolution No. 636	-	Representative Richard
House Resolution No. 637	-	Representative Brown (50)
House Resolution No. 638	-	Representative Yates

House Resolution No. 639
and
House Resolution No. 640 - Representative Jolly
House Resolution No. 641
and
House Resolution No. 642 - Representative Smith (14), et al.
House Resolution No. 643 - Representative Bringer
House Resolution No. 644 - Representatives Roorda and Casey
House Resolution No. 645
through
House Resolution No. 647 - Representative Smith (150)
House Resolution No. 648
through
House Resolution No. 650 - Representative Whorton
House Resolution No. 651 - Representative Munzlinger
House Resolution No. 652 - Representatives Jolly and Meiners
House Resolution No. 653 - Representative Kratky
House Resolution No. 654 - Representative Bringer

SECOND READING OF HOUSE BILLS

HB 1754 through **HB 1767** were read the second time.

Representative Ruestman assumed the Chair.

SPECIAL RECOGNITION

Jeff Lewis of Arnold, Missouri, was introduced by Representatives Meadows and Roorda and recognized for setting a world record at the 2005 World Powerlifting Organization's semifinals.

The University of Missouri-Columbia Tigers Football Team was introduced by Representatives Robb and Rucker and recognized for winning the 2005 Independence Bowl.

COMMITTEE REPORTS

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 13**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 13

WHEREAS, our forefathers of this great nation of the United States recognized a Christian God and used the principles afforded to us by Him as the founding principles of our nation; and

WHEREAS, as citizens of this great nation, we the majority also wish to exercise our constitutional right to acknowledge our Creator and give thanks for the many gifts provided by Him; and

WHEREAS, as elected officials we should protect the majority's right to express their religious beliefs while showing respect for those who object; and

WHEREAS, we wish to continue the wisdom imparted in the Constitution of the United States of America by the founding fathers; and

WHEREAS, we as elected officials recognize that a Greater Power exists above and beyond the institutions of mankind:

NOW, THEREFORE, BE IT RESOLVED by the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, that we stand with the majority of our constituents and exercise the common sense that voluntary prayer in public schools and religious displays on public property are not a coalition of church and state, but rather the justified recognition of the positive role that Christianity has played in this great nation of ours, the United States of America.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 15**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 15

WHEREAS, the Food Stamp Program serves as the first line of defense against hunger in this country by enabling low-income families to buy nutritious food with coupons and electronic benefits transfer cards; and

WHEREAS, the Food Stamp Program is the cornerstone of the federal food assistance programs and provides crucial support to needy households by allowing recipients to spend their benefits to buy eligible food in authorized retail food stores; and

WHEREAS, most food stamp rules apply to all households, but there are a few special rules for households that have an elderly or disabled member. Under the Program, a person is considered elderly if he or she is 60 years of age or older; and

WHEREAS, for 2006, a household with an elderly member may have up to \$3000 in resources as compared to a household without an elderly member which may have up to \$2000 in resources. In addition to the resource limits, there is a monthly gross income test and a monthly net income test to maintain eligibility; and

WHEREAS, in addition to the allowable deductions for all households, the elderly receive a deduction for allowable medical costs paid by the elderly member that are more than \$35 a month. The allowable medical costs include most medical and dental expenses, such as doctor bills, prescription drugs and other over-the-counter medication when approved by a doctor, dentures, hospital expenses, nursing care, some transportation costs, attendant care, and health insurance premiums; and

WHEREAS, while the allowed deductions and exclusions are certainly helpful in allowing the elderly to receive the needed food assistance, one of the largest expenditures made by the elderly is not included in those deductions or exclusions. Many of the elderly have and will continue to experience large heating bills this winter, with some estimates suggesting that heating expenditures may more than double this year; and

WHEREAS, many low-income elderly people will be forced to choose between paying the heating bill and buying food; and

WHEREAS, due to the unique needs of low-income elderly created by the skyrocketing price of heating fuels, a waiver or amendment to the administrative oversight for the federal Food Stamp Program is needed to ensure that the necessary food assistance is available to our most vulnerable citizens:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby urge the United States Congress and the United States Department of Agriculture to waive or amend the administrative oversight for the federal Food Stamp Program to increase the availability of food assistance for our low-income elderly citizens; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for Mike Johanns, the Secretary of the United States Department of Agriculture and each member of the Missouri Congressional Delegation.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 17**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 17

WHEREAS, the United States Fish and Wildlife Service has mandated a man-made "spring rise" for the Missouri River that is purportedly necessary for the survival of the pallid sturgeon, an endangered species; and

WHEREAS, accurately controlling upstream discharges for the "spring rise" is extremely difficult because Missouri weather and flooding are unpredictable, as evidenced by the Missouri River's rise of nine feet in less than eighteen hours twice during a drought period in June of 2005; and

WHEREAS, once water is released for the "spring rise" there are no intervening dams or locks to halt the rise during the ten-day travel time from Gavins Point Dam in South Dakota to St. Louis, Missouri, thereby increasing the risk that such a rise would compound flooding problems resulting from a major rain event; and

WHEREAS, Federal agencies should not be implementing plans that are known to harm Missouri's farmers solely for the purposes of an experiment to determine whether the "spring rise" will trigger spawning of the pallid sturgeon; and

WHEREAS, a "spring rise" will potentially exacerbate drainage problems on agricultural land which could delay crop planting, destroy crops, and require additional pumping at additional costs for Missouri farmers; and

WHEREAS, by using water in the spring that is needed to support navigation and other uses in the summer, a "spring rise" will shorten the navigation season during times of water shortages causing additional financial burdens on shippers, commercial carriers, and producers; and

WHEREAS, Missouri infrastructure, communities, businesses, farmers, ranchers and the economy all will be put at an increased risk of flooding in the event of a "spring rise"; and

WHEREAS, it is unjust for Missouri consumers, communities, businesses, commercial carriers, farmers and ranchers to bear any additional direct or indirect costs for an unproven experimental plan; and

WHEREAS, many businesses and residential communities along the Missouri River suffered great devastation after the flood of 1993; the intentional flooding of the river through a "spring rise" enhances the risk that such destruction will once again visit these communities, making it harder and ultimately less attractive to rebuild; and

WHEREAS, the economic responsibilities that individual families and businesses have to bear in the face of a devastating flood, like that in 1993, are enormous; to compound and confuse that responsibility with the uncertainties that accompany a "spring rise" places a heavier burden on the backs of those families and businesses:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby concur with the Governor of the State of Missouri that all reasonable and necessary action should be taken to prevent the planned man-made "spring rise"; and

BE IT FURTHER RESOLVED that the members of the Missouri House of Representatives Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, respectfully encourage the United States

Army Corps of Engineers not to implement an artificial "spring rise," which would increase the risk of flooding for Missourians, thereby being in violation of the 8th U.S. Circuit Court of Appeals' recent ruling, which held that flood control and navigation are the dominant uses of the Missouri River; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copies of this resolution for the Governor of Missouri and the members of the Missouri Congressional delegation.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1118**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1155**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1169**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1249**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1427**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1456**, begs leave to report it has examined the same and recommends that it **Do Pass**, with a time limit of 4 hours for debate on Perfection.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 578**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1393**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Health Care Policy, Chairman Cooper (155) reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1162**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Student Achievement and Finance, Chairman Baker (123) reporting:

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **HB 1234**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **HB 1275**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1035**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1105**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1380**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HJR 40**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **HJR 44**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1138**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

SUPPLEMENTAL CALENDAR

WEDNESDAY FEBRUARY 15, 2006

SENATE BILL FOR THIRD READING

HCS SCS SB 578, E.C. - Rucker

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1423 - Senior Citizen Advocacy

HB 1698 - Crime Prevention and Public Safety

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1768, introduced by Representative Portwood, relating to safety regulations for child care facilities.

HB 1769, introduced by Representative Baker (123), relating to residency requirements for certain sexual offenders.

HB 1770, introduced by Representative Baker (123), relating to sexual offenders.

HB 1771, introduced by Representatives Casey, Harris (110), Roorda, Robinson, Hughes, Schneider, Chappelle-Nadal, Meadows, Wildberger, Baker (25), Schoemehl and McGhee, relating to sexual offenders at schools.

HB 1772, introduced by Representatives Munzlinger, Myers, Hobbs, Wildberger, Meadows, Roorda and May, relating to commercial vehicle inspectors and enforcement officers.

HB 1773, introduced by Representative Sutherland, relating to electronic filing of taxes.

HB 1774, introduced by Representative Sutherland, relating to senior citizens property tax relief.

HB 1775, introduced by Representative Sutherland, relating to advertising of sales tax absorption.

HB 1776, introduced by Representatives Bowman, Boykins, Bland, Wright-Jones, Haywood, Low (39), Walton, Brown (50) and Darrough, relating to school bus safety belts.

HB 1777, introduced by Representatives Bowman, Brown (50), Sanders Brooks, Curls, Daus, Donnelly, Witte, Oxford, Wright-Jones, Haywood, Low (39), Walsh, Villa, Storch and Darrough, relating to duties of the secretary of state.

HB 1778, introduced by Representatives Bowman, Boykins, Wright-Jones, Haywood, Low (39), Walsh, Walton, Schoemehl, Storch and Brown (50), relating to a tax credit for school upkeep and beautification projects.

HB 1779, introduced by Representatives Fares, Bivins, Dempsey, Avery, Icet, Lembke, Schneider, Villa, Fraser, Faith, Skaggs, Schoemehl, Cunningham (86) and Bearden, relating to the taxation of property.

HB 1780, introduced by Representatives Fares, Denison, Villa, Faith, Day, Schlottach, Sander, Donnelly, Yaeger, Baker (123) and Vogt, relating to proof of lawful presence for renewal of drivers' licenses.

HB 1781, introduced by Representatives Fares, Pearce, Day, Jones, Pollock, Wasson and Schlottach, relating to the official state mushroom.

HB 1782, introduced by Representatives Richard, Hobbs, Fisher, Smith (118), Whorton, Avery, Ervin, Pearce, Munzlinger, Wilson (119), Corcoran, El-Amin, Sutherland and Moore, relating to local economic development.

HB 1783, introduced by Representatives Bearden, Hoskins, Hubbard, Jetton, Muschany, Hunter, Rupp, Icet, Dempsey, Nieves, Phillips, Richard, Sater, Davis, Lembke, Chinn, Ervin, Smith (118), Kraus, Cunningham (86), Portwood, Stevenson, Ruestman and Cooper (120), relating to the Missouri Student Success Scholarships Tax Credit Program.

HB 1784, introduced by Representatives Franz, Parson, Jones, Tilley, Wilson (119), Dethrow, Wells, Pollock, Schad, Loehner, Smith (118), Sater, Phillips, Fisher, Smith (14), Muschany, Kelly, McGhee, Cunningham (145), Self, Portwood, Flook, Nieves, Wilson (130), Munzlinger, Wright (137), Smith (150), Chinn, Nolte and Weter, relating to juvenile officers.

HB 1785, introduced by Representative Franz, relating to guardians ad litem.

HB 1786, introduced by Representatives Henke, Wagner, Harris (110), McGhee, Sander, Meadows and Cunningham (86), relating to abortion.

HB 1787, introduced by Representatives Jackson, Smith (14), Richard, Wasson, Parson, Parker, Whorton, Walton, Aull, Icet, Black, McGhee, Boykins, Wright-Jones, Bland, Kratky, Faith, George, Behnen, Zweifel, Corcoran, Brown (30), Dempsey, Dusenberger, Avery, Fisher, Franz, Bearden, Storch, Jetton, Robinson, Denison, Harris (110), Wells, Pollock, Jones, Day, Silvey, Tilley, Vogt, Kuessner, Pearce, Moore, Kelly, May, Cunningham (145), Schlottach, Wood, Nance, Yaeger, Rupp, Daus, LeVota, Baker (25), Walsh, Donnelly, Lowe (44), Smith (118), Skaggs and Harris (23), relating to the guard at home program.

HB 1788, introduced by Representatives Oxford, Storch, Roorda, Walton, Sanders Brooks, Low (39), Donnelly, Boykins, Baker (25), Johnson (61), Fraser, Jolly, Zweifel and Hubbard, relating solely to the creation of an earned income tax credit.

HB 1789, introduced by Representatives Zweifel, Meadows and Yaeger, relating to local community rail security act of 2006.

HB 1790, introduced by Representative Cooper (120), relating to taking wildlife on any public roadway from a motordriven conveyance.

HB 1791, introduced by Representatives Hubbard, El-Amin, Chappelle-Nadal, Johnson (61), Hoskins, Haywood, Walsh, Meiners, Curls, Fraser, Boykins, Bowman, Lowe (44), Daus, Low (39), Hughes, Spreng, Walton, Bogetto, Schoemehl, Harris (110), Wright-Jones, Oxford and Bland, relating to the death penalty.

HB 1792, introduced by Representatives Kraus, Yates, Johnson (47), Wilson (130) and Avery, relating to evidence of coverage under a policy issued by a health maintenance organization.

WITHDRAWAL OF HOUSE BILL

February 14, 2006

Stephen Davis, Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mr. Davis:

Please allow this letter to serve as my request to withdraw **House Bill No. 1713**.

If you have any questions, please contact my office.

Sincerely,

/s/ Nathan D. Cooper
State Representative
District 158

The following members' presence was noted: Hobbs and Page.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, February 16, 2006.

COMMITTEE MEETINGS

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 21, 2006, 8:00 a.m. Hearing Room 6.

A presentation will be given to the committee members on Emergency Response Information Plans for Public Safety and Corrections personnel.

BUDGET

Thursday, February 16, 2006, 8:15 a.m. Hearing Room 3.

Executive session may follow. AMENDED

Public hearing to be held on: HB 1014

BUDGET

Tuesday, February 21, 2006, 8:00 a.m. Hearing Room 3.

Appropriation Committee Reports. Executive session may follow.

BUDGET

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 3.

Appropriation Committee Reports. Executive session may follow.

BUDGET

Thursday, February 23, 2006, 8:15 a.m. Hearing Room 3.
Appropriation Committee Reports. Executive session may follow.
Public hearing to be held on: HB 1149

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 6.
Executive session may follow.
Public hearings to be held on: HB 998, HB 1065, HB 1192, HB 1432

HEALTH CARE POLICY

Thursday, February 16, 2006, 8:00 a.m. Hearing Room 7.
Public hearings to be held on: HB 1222, HB 1245, HB 1437

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Tuesday, February 21, 2006, 3:00 p.m. Hearing Room 1.
Specialty license plate and development applications.

LOCAL GOVERNMENT

Thursday, February 16, 2006, 8:00 a.m. Hearing Room 6.
Executive session will follow.
Public hearings to be held on: HB 1688, HB 1343, HB 1238, HB 1647, HB 1424

SENIOR CITIZEN ADVOCACY

Thursday, February 16, 2006, 8:15 a.m. Hearing Room 1.
Executive session may follow.
Public hearing to be held on: HB 1742

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, February 21, 2006, 8:00 a.m. Hearing Room 4.
Executive session may follow.
Public hearings to be held on: HB 1092, HB 1137

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, February 20, 2006, 3:00 p.m. Hearing Room 6.
Executive session may follow.
Public hearings to be held on: HB 1135, HB 1487

HOUSE CALENDAR

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 16, 2006

HOUSE BILLS FOR SECOND READING

HB 1768 through HB 1792

SENATE BILL FOR THIRD READING

HCS SCS SB 578, E.C. - Rucker

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 16, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Rabbi Mark Kalish, Executive Director, Midwest Region of Agudath Israel of America.

PRAYER FOR THE WELFARE OF THE GOVERNMENT

May He Who grants salvation to kings and dominion to rulers, Whose kingdom is a kingdom spanning all eternities; bless the President, the Vice President, and all the constituted officers of government of this land.

May He sustain them and protect them; from every trouble, woe and injury. May He rescue them; and put in to their heart and in to the heart of all their counselors compassion to do good with us and with all mankind.

Let us all pray for the safe return of all of our troops defending our right to freedom and democratic government all over the world. Let us add a special request of the Almighty to protect those troops who are in daily danger in Afghanistan and Iraq.

And to that let us all say Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Parker Lipke and Layton Lipke.

The Journal of the twenty-fourth day was approved as printed.

HOUSE RESOLUTIONS

Representative Storch offered House Resolution No. 673.

Representative Deeken offered House Resolution No. 674.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 655

and

House Resolution No. 656 - Representative Viebrock

House Resolution No. 657 - Representative Dempsey

House Resolution No. 658 - Representative Lembke

House Resolution No. 659 - Representative Lampe

House Resolution No. 660 - Representative Smith (14), et al.
 House Resolution No. 661 - Representative Hobbs
 House Resolution No. 662 - Representative Wilson (119)
 House Resolution No. 663 - Representatives Behnen and Zweifel
 House Resolution No. 664
 through
 House Resolution No. 666 - Representative Cooper (120)
 House Resolution No. 667 - Representative Smith (14), et al.
 House Resolution No. 668 - Representative Fraser
 House Resolution No. 669 - Representative Jetton
 House Resolution No. 670 - Representative Hubbard
 House Resolution No. 671 - Representative Haywood
 House Resolution No. 672 - Representative Denison
 House Resolution No. 675 - Representative Schad
 House Resolution No. 676 - Representatives Pratt and Skaggs
 House Resolution No. 677
 through
 House Resolution No. 684 - Representative Avery

SECOND READING OF HOUSE BILLS

HB 1768 through **HB 1792** were read the second time.

THIRD READING OF SENATE BILL

HCS SCS SB 578, relating to funeral protests, was taken up by Representative Rucker.

On motion of Representative Rucker, **HCS SCS SB 578** was adopted.

On motion of Representative Rucker, **HCS SCS SB 578** was read the third time and passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 30	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Lipke
Loehner	Low 39	Lowe 44	Marsh	May

McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Zweifel	Mr Speaker		

NOES: 002

Villa	Young
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PRESENT: 001

Oxford

ABSENT WITH LEAVE: 004

Bean	Bivins	Johnson 61	Liese
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VACANCIES: 003

Speaker Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 30	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda

Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 002

Villa Young

PRESENT: 001

Oxford

ABSENT WITH LEAVE: 005

Bean Bivins Johnson 61 Liese Stevenson

VACANCIES: 003

Representative Behnen assumed the Chair.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1250 - Transportation
HB 1338 - Transportation
HB 1346 - Agriculture Policy
HB 1399 - Health Care Policy
HB 1440 - Ways and Means
HB 1441 - Agriculture Policy
HB 1442 - Local Government
HB 1447 - Professional Registration and Licensing
HB 1457 - Conservation and Natural Resources
HB 1474 - Elementary and Secondary Education
HB 1483 - Utilities
HB 1488 - Transportation
HB 1489 - Elections
HB 1495 - Retirement
HB 1497 - Crime Prevention and Public Safety
HB 1498 - Workforce Development and Workplace Safety
HB 1499 - Elections
HB 1500 - Crime Prevention and Public Safety
HB 1501 - Crime Prevention and Public Safety
HB 1505 - Special Committee on Urban Issues

HB 1511 - Special Committee on Student Achievement and Finance
HB 1512 - Children and Families
HB 1513 - Elections
HB 1515 - Professional Registration and Licensing
HB 1517 - Professional Registration and Licensing
HB 1527 - Judiciary
HB 1528 - Elections
HB 1535 - Special Committee on Energy and Environment
HB 1538 - Insurance Policy
HB 1540 - Transportation
HB 1541 - Transportation
HB 1542 - Elections
HB 1543 - Transportation
HB 1545 - Professional Registration and Licensing
HB 1548 - Utilities
HB 1551 - Professional Registration and Licensing
HB 1552 - Veterans
HB 1553 - Professional Registration and Licensing
HB 1554 - Children and Families
HB 1556 - Conservation and Natural Resources
HB 1557 - Crime Prevention and Public Safety
HB 1558 - Crime Prevention and Public Safety
HB 1559 - Special Committee on General Laws
HB 1565 - Elementary and Secondary Education
HB 1567 - Health Care Policy
HB 1569 - Judiciary
HB 1570 - Judiciary
HB 1579 - Conservation and Natural Resources
HB 1601 - Health Care Policy
HB 1604 - Utilities
HB 1626 - Insurance Policy
HB 1627 - Insurance Policy
HB 1655 - Professional Registration and Licensing
HB 1656 - Professional Registration and Licensing
HB 1657 - Professional Registration and Licensing
HB 1658 - Professional Registration and Licensing
HB 1659 - Professional Registration and Licensing
HB 1660 - Professional Registration and Licensing
HB 1661 - Professional Registration and Licensing
HB 1662 - Professional Registration and Licensing
HB 1663 - Professional Registration and Licensing
HB 1664 - Professional Registration and Licensing
HB 1665 - Professional Registration and Licensing
HB 1666 - Professional Registration and Licensing
HB 1667 - Professional Registration and Licensing
HB 1668 - Professional Registration and Licensing
HB 1669 - Professional Registration and Licensing

HB 1670 - Professional Registration and Licensing

HB 1676 - Senior Citizen Advocacy

HB 1677 - Ways and Means

HB 1678 - Children and Families

HB 1715 - Judiciary

HB 1733 - Local Government

HB 1746 - Veterans

HB 1770 - Special Committee on Student Achievement and Finance

COMMITTEE REPORTS

Committee on Budget, Chairman Icet reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1014**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Children and Families, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HJR 39**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1485**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1539**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Judiciary, Chairman Pratt reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1100**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1204**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1366**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1688**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1168**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Retirement, Chairman Smith (118) reporting:

Mr. Speaker: Your Committee on Retirement, to which was referred **HB 1305**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Retirement, to which was referred **HB 1344**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Ways and Means, Chairman Sutherland reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1302**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1793, introduced by Representatives Yates, Kraus, Dusenberg, Johnson (47), Schneider, LeVota, Low (39), Curls, Pratt, Salva, Hughes, Stevenson, Tilley, Moore, Burnett and Dougherty, relating to adoption subsidies.

HB 1794, introduced by Representative Tilley, relating to drug use by employees.

HB 1795, introduced by Representatives Wallace, Lampe, Rucker, Wright-Jones, Haywood, Villa, Fraser, Bowman, Schoemehl, Boykins, Bogetto, Darrough, Aull, Brown (50), Pearce, Robinson, Dougherty, Kratky, Baker (25), Henke, Wagner, Kuessner, Harris (110), Salva, Meadows, Witte, Roorda, Chappelle-Nadal, Whorton, Page, Harris (23), Meiners, Wright (159), Liese, Low (39), Munzlinger, LeVota, McGhee, Moore and Schad, relating to the public school retirement system.

HB 1796, introduced by Representatives Kraus, Schneider, Darrough, Corcoran, Moore, Dusenberg and Yates, relating to employment of illegal aliens.

HB 1797, introduced by Representatives Walton, Meadows, Moore, Sanders Brooks and Bland, relating to false or deceptive business practices.

HB 1798, introduced by Representatives Schad, Parson, Jones, Wilson (130), Bringer, Dethrow, Roorda, Tilley, Quinn, Harris (110), Smith (150), Deeken, Fisher, Munzlinger, Black, Phillips, Wilson (119), Dempsey, Wood, Day, Nolte, Wells, Franz, Schneider, Weter, Richard, Wasson, Threlkeld, Flook, Smith (14), Nance, Portwood, Chappelle-Nadal, Rucker, Brown (50), Daus, Self, Swinger, Sater, Chinn, Lampe, Loehner, Robb, Cunningham (145), Behnen, Nieves, McGhee, Kelly, Kratky, Guest, Storch, Low (39), Smith (118), Viebrock, Wright (159), Pollock and Lipke, relating to compensation for sheriffs and deputy sheriffs.

HB 1799, introduced by Representatives Roorda, Meadows, Harris (110) and Darrough, relating to human cloning.

HB 1800, introduced by Representatives Fraser, Daus, Donnelly, Corcoran and Schoemehl, relating to the taxation of property.

HB 1801, introduced by Representative Wood, relating to registering with the department of natural resources.

HB 1802, introduced by Representatives Kratky and Vogt, relating to compensation for special advisors for the police retirement board.

HB 1803, introduced by Representatives Kratky and Daus, relating to verification of motor vehicle financial responsibility.

HB 1804, introduced by Representative Kratky, relating to selling telephone and cellular phone records without consent.

HB 1805, introduced by Representatives Corcoran, Zweifel, George, Henke, Roorda, Young, Fraser, Harris (110), Darrough, Schoemehl, Donnelly, Kuessner, Oxford, Bowman, Dougherty, Lowe (44), Spreng, Brown (50), Walsh, Vogt, Yaeger, Burnett, Meadows, Liese, Wagner, Chappelle-Nadal, Johnson (90), LeVota, Bogetto, Robinson, Meiners, Wildberger, Daus, Low (39) and Salva, relating to health care payroll assessments.

HB 1806, introduced by Representative Cooper (120), relating to public finance.

HB 1807, introduced by Representatives Jones, Wright (159), Roorda, May, Schad and Parson, relating to closed records.

HB 1808, introduced by Representatives Portwood, Lembke, Dempsey, Icet, Wood, Richard, Avery, Cunningham (86), Dusenberger, Faith, Nieves, Wasson, St. Onge, Moore, Munzlinger, McGhee, Schneider, Dixon, Smith (14), Nolte, Yaeger, Ruestman, Sanders Brooks, Young, Weter, Wildberger and Wilson (130), relating to the Missouri homestead preservation act.

HB 1809, introduced by Representatives Kingery, Wallace, Wood, Pearce, Wright (159), Sanders Brooks, Lampe, Aull, Behnen, Myers and Schaaf, relating to four-day school weeks.

HB 1810, introduced by Representatives Ruestman, Walton, Wilson (130), Curls, Deeken, Rucker, Sander, Chappelle-Nadal, Moore, Oxford, Emery, Yaeger, Nolte, Bowman, Bruns, Boykins, Sanders Brooks, Jetton, Icet, Self, Dixon, Dempsey, Bearden, Hoskins, Hughes, Robinson, Tilley, Kuessner, Zweifel, Dougherty, Lampe, Baker (25), Skaggs, Villa, Young, Cooper (120), Johnson (61), Wright-Jones, Cunningham (86), Black, Stevenson, Brown (50), Hunter and Richard, relating to designation of a certain state building.

HB 1811, introduced by Representatives Ruestman, Hunter, Wallace, Munzlinger, Wilson (119), Moore, McGhee, Sander, Dethrow, Wilson (130), Jetton, Icet, Cooper (120), Self, Bearden and Roark, relating to the prevailing wage.

HB 1812, introduced by Representatives Faith, Smith (14), Nolte, Silvey and Schneider, relating to sales tax exemption for highway construction materials.

HB 1813, introduced by Representative Meiners, relating to culinary students who taste, but do not consume, certain alcoholic beverages for instructional purposes.

HB 1814, introduced by Representatives Nieves, Pearce, Cunningham (145), Avery, Dusenberg, McGhee, Self, Fisher, Emery, Jetton, Jackson, Stevenson, Phillips, Pollock, Munzlinger, Sander, Faith, Dethrow, Wilson (119), Nolte, Dempsey, Parson, Schad, Wallace, Smith (118), Sutherland, Wood, Ervin, Threlkeld, Hobbs, Jones, Wasson, Tilley, Smith (150), May, Dixon, Chinn, Moore, Quinn, Black, Cunningham (86), Kelly, Icet, Yates, Ruestman, Smith (14), Schaaf, Wilson (130), Wildberger, Franz, Deeken, Cooper (155), Kraus, Davis, Rector, Nance, Brown (30), Wells and Guest, relating to the official state language.

HB 1815, introduced by Representative Cunningham (86), relating to rates and charges of motor common carriers of household goods.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCS SCR 25**.

SENATE COMMITTEE SUBSTITUTE FOR SENATE CONCURRENT RESOLUTION NO. 25

WHEREAS, faith-based and community organizations are currently providing quality social services and making a positive difference in the communities they serve; and

WHEREAS, faith-based and community organizations are serving their communities in areas such as the prevention and treatment of juvenile delinquency, child care services, support services for the elderly, the prevention of crime, the intervention in and prevention of domestic violence, and a number of other social service areas; and

WHEREAS, some of these faith-based and community organizations are currently receiving funds from the federal government, or through the state, or a city, or local government that itself receives federal funds, to carry out their missions; and

WHEREAS, because of the quality services provided by these organizations, it is important for the state and local governments to utilize their services by working in partnership with faith-based and community organizations; and

WHEREAS, faith-based and community organizations that currently work in partnership with local governments or judicial circuits are doing so within the framework of the Constitutional church-state guidelines:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby express their gratitude to faith-based and community organizations working in their communities to improve the lives of the citizens of this state; and

BE IT FURTHER RESOLVED that we support the mission of faith-based and community organizations to provide social services to improve the lives of our citizens; and

BE IT FURTHER RESOLVED that we support and encourage the state and all local governments to work in partnership with faith-based and community organizations to provide quality social services that improve the lives of so many of our citizens in particular and better our society in general; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Governor, for the director of each state department, and for the state courts administrator, who shall send a copy to the presiding judge of each judicial circuit in this state.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 575 & 714**, entitled:

An act to repeal sections 196.973, 196.979, and 196.981, RSMo, and to enact in lieu thereof four new sections relating to unused prescription drugs, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 578**, and requests that the House recede from its position or, failing to do so, grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 584**, entitled:

An act to repeal sections 302.272, 302.275, and 302.321, RSMo, and to enact in lieu thereof three new sections relating to school bus drivers, with penalty provisions and an effective date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 590**, entitled:

An act to repeal sections 160.545, 172.287, 173.005, 173.616, 174.450, 174.453, 174.500, and 178.870, RSMo, and to enact in lieu thereof fourteen new sections relating to higher education, with penalty provisions and a termination date for a certain section.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 614**, entitled:

An act to amend chapter 135, RSMo, by adding thereto one new section relating to residential treatment agency tax credits.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 666**, entitled:

An act to repeal sections 320.200, 320.271, 320.300, and 320.310, RSMo, and to enact in lieu thereof eight new sections relating to fire protection.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Pollock has been appointed a member of the Joint Committee on Government Accountability.

Representative Pratt has been appointed a member of the Joint Committee on Court Automation.

WITHDRAWAL OF HOUSE BILL

February 2, 2006

The Honorable Rod Jetton
Speaker of the House
State Capitol Bldg., Room 308
Jefferson City, MO 65101

Dear Mr. Speaker:

I respectfully ask to withdraw **House Bill No. 1042**, relating to certain aspects of human cloning. I am in the process of making some changes and I will be refiling this bill at a later date.

Sincerely,

/s/ Jeff Roorda
District 102

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 4:00 p.m., Monday, February 20, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Twenty-first Day, Thursday, February 9, 2006, Page 227, Line 10 by inserting immediately after said line the following:

HOUSE CONCURRENT RESOLUTION NO. 12

AN ACT

Relating to the designation of hepatitis C awareness day in Missouri.

WHEREAS, five million Americans have been infected with the Hepatitis C virus (HCV) according to the Centers for Disease Control and Prevention, which contributes to approximately 8,000 to 10,000 deaths each year; and

WHEREAS, it is estimated that 130,000 Missourians are infected with HCV. Such number does not include incarcerated persons, homeless persons, hospitalized persons, active duty military personnel, nursing home residents, and illegal immigrants; and

WHEREAS, the Centers for Disease Control and Prevention has reported that HCV is associated with end stage liver disease and is the most frequent indication for liver transplantation among adults in the United States; and

WHEREAS, HCV is spread five times more often than HIV, with many persons infected with HCV unaware because HCV is asymptomatic until advanced liver damage develops; and

WHEREAS, each year 1% to 4% of persons infected with HCV will develop liver cancer. As the only cancer on the rise, the incidence of liver cancer has more than doubled and is expected to more than double again in the next decade; and

WHEREAS, the HCV epidemic is expected to result in 3.1 million years of life lost by 2019 and, if left unchecked, the estimated costs to the United States to treat HCV will exceed \$85 billion for the years 2010 to 2019; and

WHEREAS, awareness of testing and counseling is critical to halting the spread of blood-born pathogens:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby designate the tenth day of May each year as "Hepatitis C Awareness Day" in Missouri and recommend to the people of Missouri that the day be appropriately observed through activities which will increase Hepatitis C awareness, education, tolerance, and understanding; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Page 227, Line 12 by inserting immediately after said line the following:

HOUSE CONCURRENT RESOLUTION NO. 14

WHEREAS, cardiovascular disease is the nation's leading cause of death, with direct and indirect costs estimated to be \$403.1 billion for 2006; and

WHEREAS, cardiovascular disease accounts for over 37% of all deaths nationwide; and

WHEREAS, nearly 2500 Americans die of cardiovascular disease each day, an average of one death every 35 seconds; and

WHEREAS, this year it is estimated that 700,000 Americans nationwide will have a new coronary attack and an additional 500,000 Americans will have a recurrent attack, for a total of 1.2 million attacks; and

WHEREAS, more than 21,000 people die from cardiovascular disease in Missouri each year; and

WHEREAS, the research is clear that there are tools available to increase survival rates from cardiovascular disease; and

WHEREAS, effort of the American Heart Association encourage citizens to help save lives by calling 9-1-1 if symptoms occur, become trained in cardiopulmonary resuscitation (CPR), and encourage comprehensive automated external defibrillators (AED) programs in their communities; and

WHEREAS, the American Heart Association is celebrating February 2006 as American Heart Month and promoting education and awareness by encouraging citizens to learn the warning signs of heart attack and stroke:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, in acknowledgment of the American Heart Association's celebration, hereby recognizes February 2006 as American Heart Month in Missouri and the importance of the ongoing fight against heart disease; and

BE IT FURTHER RESOLVED that the General Assembly encourages all Missouri citizens to recognize the critical importance of tools and skills that will increase survival rates from cardiac arrest. By incorporating these tools into aggressive programs, thousands of lives can be saved each year.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, February 21, 2006, 12:30 p.m. Hearing Room 1.

Possible Executive session.

Public hearing to be held on: HB 1369

APPROPRIATIONS - HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

Monday, February 20, 2006, 1:00 p.m. Hearing Room 3.

Appropriation Committee Report.

Possible Executive session.

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 21, 2006, 8:00 a.m. Hearing Room 6.

A presentation will be given to the committee members on Emergency

Response Information Plans for Public Safety and Corrections personnel. CANCELLED

APPROPRIATIONS - TRANSPORTATION AND ECONOMIC DEVELOPMENT

Monday, February 20, 2006, 12:00 p.m. Hearing Room 5.

Departments of Transportation, Economic Development, Labor, and Insurance.

Executive session to follow.

BUDGET

Tuesday, February 21, 2006, 8:00 a.m. Hearing Room 3.

Appropriation Committee Reports.

Executive session may follow.

BUDGET

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 3.

Appropriation Committee Reports.

Executive session may follow.

BUDGET

Thursday, February 23, 2006, 8:15 a.m. Hearing Room 3.

Appropriation Committee Reports.

Executive session may follow.

Public hearing to be held on: HB 1149

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 998, HB 1065, HB 1192, HB 1432

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 21, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1317, HB 1320, HB 1698,
HB 1236, HB 995, HB 1056, HB 1290, HB 1362

HIGHER EDUCATION

Tuesday, February 21, 2006, 12:00 p.m. Hearing Room 4.

Public hearings to be held on: HB 1229, HB 1308

Executive session will be held on: HB 1251

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Tuesday, February 21, 2006, 3:00 p.m. Hearing Room 1.

Specialty license plate and development applications.

RULES [PURSUANT TO RULE 25(26)(f)]

Monday, February 20, 2006, 4:30 p.m. Hearing Room 6.

Executive session may follow. AMENDED

Public hearings to be held on: HCS HB 1380, HB 1310, HB 1035,
HB 1105, HB 1234, HB 1393, HB 1688, HCS HB 1070, HCS HB 1138,
HCS HB 1145, 1359 & 1121, HCS HB 1078, HJR 40, HJR 44

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, February 21, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1092, HB 1137

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, February 21, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 1582

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, February 20, 2006, 3:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1135, HB 1487

VETERANS

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1478, HB 1482

HOUSE CALENDAR

TWENTY-SIXTH DAY, MONDAY, FEBRUARY 20, 2006

HOUSE BILLS FOR SECOND READING

HB 1793 through HB 1815

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 28 - Jackson
- 2 HCS HJR 36 - Bruns

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1456 - Roark (4 hours debate on Perfection)
- 2 HB 1249 - Spreng

HOUSE BILLS FOR PERFECTION - CONSENT

(2/20/06)

- 1 HB 1157 - Cooper (120)
- 2 HB 1169 - Cooper (120)
- 3 HB 1228 - Ruestman
- 4 HB 983 - Meadows
- 5 HB 1427 - Johnson (90)
- 6 HB 1118 - Dempsey

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 12, (2-16-06) - Portwood

SENATE BILLS FOR SECOND READING

- 1 SCS SBs 575 & 714
- 2 SS SB 584
- 3 SS SCS SB 590
- 4 SCS SB 614
- 5 SCS SB 666

BILL CARRYING REQUEST MESSAGE

HCS SCS SB 578, (request House recede/grant conference), E.C. - Rucker

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 17, (2-15-06, Pages 257-258) - Quinn
- 2 HCR 13, (2-15-06, Pages 255-256) - Sater
- 3 HCR 14, (2-16-06) - Schlottach
- 4 HCR 15, (2-15-06, Pages 256-257) - Jetton

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

TWENTY-SIXTH DAY, MONDAY, FEBRUARY 20, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Reverend James Earl Jackson.

You, O Lord, are exalted forever. How great are Your works, how profound Your thoughts!

We are very much aware that You, who created the ear, hears; You, who formed the eye, sees and You, who teaches, have all knowledge. You know our thoughts and we recognize that without Your direction, our thoughts are pointless.

When we slip, Your mercy and loving kindness holds us up. When we doubt, Your Word encourages us. When anxiety is great within us, Your comfort brings joy to our soul.

So, Heavenly Father, we listen as wisdom calls out from the inscriptions on the walls of this building; calling loudly in these chambers where we and the people come together. Thank You for giving us good counsel and sharing Your knowledge with us throughout this week.

Now, may the Lord of Peace, Himself, continually grant us peace in every situation. The Lord be with us all.

For it is in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Jeffrey Massengale, Casey Moss, Lynn Lambert, T.J. Loethen, Quinn Cunningham and Grace Cunningham.

The Journal of the twenty-fifth day was approved as printed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Fraser	George	Guest	Harris 23

Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sater	Schaaf	Schad
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 159
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bowman	Brown 30	Darrough	Johnson 61	Johnson 90
Oxford	Rupp	Sander	Wright 137	Wright-Jones

VACANCIES: 003

HOUSE RESOLUTION

Representatives Bringer and Pratt offered House Resolution No. 702.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 685	-	Representative Wright (137)
House Resolution No. 686	-	Representatives Smith (150) and Schlottach
House Resolution No. 687		
and		
House Resolution No. 688	-	Representative Sutherland
House Resolution No. 689	-	Representative Emery
House Resolution No. 690	-	Representative Parson
House Resolution No. 691	-	Representative Quinn
House Resolution No. 692	-	Representative Deeken
House Resolution No. 693	-	Representative Dethrow
House Resolution No. 694	-	Representative Tilley
House Resolution No. 695	-	Representative Cooper (158)
House Resolution No. 696	-	Representative Quinn
House Resolution No. 697	-	Representative Burnett
House Resolution No. 698	-	Representative Low (39)

House Resolution No. 699 - Representative Smith (14)
House Resolution No. 700 - Representative Fisher
House Resolution No. 701 - Representative Roorda

HOUSE CONCURRENT RESOLUTION

Representative Parson, et al., offered House Concurrent Resolution No. 22.

SECOND READING OF HOUSE BILLS

HB 1793 through **HB 1815** were read the second time.

SECOND READING OF SENATE BILLS

SCS SBs 575 & 714, SS SB 584, SS SCS SB 590, SCS SB 614 and SCS SB 666 were read the second time.

BILL CARRYING REQUEST MESSAGE

HCS SCS SB 578, relating to funeral protests, was taken up by Representative Rucker.

Representative Rucker moved that the House refuse to recede from its position on **HCS SCS SB 578** and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SCS SB 578: Representatives Lipke, Bruns, Jackson, Rucker and Witte

COMMITTEE REPORTS

Committee on Senior Citizen Advocacy, Chairman Bruns reporting:

Mr. Speaker: Your Committee on Senior Citizen Advocacy, to which was referred **HB 1742**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 978**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1816, introduced by Representatives Smith (150) and May, relating to a highway designation.

HB 1817, introduced by Representatives Behnen, Munzlinger, Hobbs, Chinn, Smith (150), Wood, Fisher, Phillips, Cooper (120), Baker (123), Wilson (119), Wells, McGhee, Ruestman, Stevenson, Tilley, Whorton, Hunter, Nieves, Self, Sander and Schad, relating to the governor's powers to regulate firearms during a state of emergency.

HB 1818, introduced by Representatives Walsh, Robinson, Lowe, Corcoran, Wildberger, Darrough, Schoemehl, Henke, Young, Yaeger, Bowman, Baker (25), Salva, Sanders Brooks, Wagner, Oxford and Meadows, relating to workplace safety.

HB 1819, introduced by Representative Myers, relating to whistleblower protection for physicians.

HB 1820, introduced by Representatives Harris (23), Wildberger, Meadows, Young, Walsh, Spreng, LeVota, Page, Sanders Brooks, Lampe, Harris (110), George, Johnson (90) and Whorton, relating to an income tax deduction for certain tuition payments.

HB 1821, introduced by Representatives Stevenson, Flook, Threlkeld, Skaggs, Baker (25), Pratt, Chinn and Cooper (155), relating to anatomical gifts.

HB 1822, introduced by Representative Bruns, relating to the Missouri Uniform Interoperability Communications Act.

HB 1823, introduced by Representative Cooper (155), relating to licensed professional counselors.

HB 1824, introduced by Representatives Schaaf, Lembke, Cunningham (86), Weter, Sander, Kingery, Moore and Cooper (155), relating to contraceptives for minors.

HB 1825, introduced by Representatives Dusenberg, Moore and Page, relating to real-time captioning of local broadcasts.

COMMUNICATION

February 14, 2006

Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

Dear Mr. Davis:

Per RSMo 105.456, I am informing you that my husband, Scott Taylor, is serving on the Re-Discover Mental Health and Substance Abuse Service Board.

Please contact me if you have any questions.

Very truly yours,

/s/ Cathy Jolly

The following members' presence was noted: Bowman, Darrough, Oxford and Wright (137).

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, February 21, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, February 21, 2006, 12:30 p.m. Hearing Room 1.

Possible Executive session. AMENDED

Public hearings to be held on: HB 1441, HB 1369, HB 1346

APPROPRIATIONS - PUBLIC SAFETY AND CORRECTIONS

Tuesday, February 21, 2006, 8:00 a.m. Hearing Room 6.

A presentation will be given to the committee members on Emergency

Response Information Plans for Public Safety and Corrections personnel. CANCELLED

BUDGET

Tuesday, February 21, 2006, 8:00 a.m. Hearing Room 3.

Appropriation Committee Reports.

Executive session may follow.

BUDGET

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 3.

Appropriation Committee Reports.

Executive session may follow.

BUDGET

Thursday, February 23, 2006, 8:15 a.m. Hearing Room 3.

Appropriation Committee Reports.

Executive session may follow.

Public hearing to be held on: HB 1149

CHILDREN AND FAMILIES

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1182, HB 1075

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 998, HB 1065, HB 1192, HB 1432

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 21, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1317, HB 1320, HB 1698,
HB 1236, HB 995, HB 1056, HB 1290, HB 1362

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1449, HB 1175

HEALTH CARE POLICY

Thursday, February 23, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1112, HB 1358, HB 1601

HIGHER EDUCATION

Tuesday, February 21, 2006, 12:00 p.m. Hearing Room 4.

Public hearings to be held on: HB 1229, HB 1308

Executive session will be held on: HB 1251

INSURANCE POLICY

Tuesday, February 21, 2006, 2:45 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1415, HB 1472, HB 1538, HB 1626, HB 1627

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Tuesday, February 21, 2006, 3:00 p.m. Hearing Room 1.

Specialty license plate and development applications.

JUDICIARY

Tuesday, February 21, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1184, HB 1279, HB 1715

LOCAL GOVERNMENT

Thursday, February 23, 2006, 8:00 a.m. Hearing Room 6.

Executive session will follow.

Public hearings to be held on: HB 1326, HB 1342, HB 1442

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 22, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: HB 1260, HB 1553, HB 1392, HB 1515, HB 1517

RETIREMENT

Wednesday, February 22, 2006, 6:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1493, HB 1495, HB 1628

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, February 21, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1092, HB 1137

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, February 21, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 1582

TOURISM

Thursday, February 23, 2006, 9:00 a.m. House Lounge.

Joint meeting with Senate Committee on Economic
Development, Tourism and Local Government.

There will be a presentation from the Missouri Tourism Commission.

TRANSPORTATION

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1040, HB 1379, HB 1045, HB 1152

UTILITIES

Wednesday, February 22, 2006, 12:00 p.m. Hearing Room 5.

Public Service Commission Chairman Jeff Davis will present information
regarding rulemaking for last year's SB 179.

This will occur prior to public hearing.

Public hearings to be held on: HCR 16, HB 1632

VETERANS

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1478, HB 1482

HOUSE CALENDAR

TWENTY-SEVENTH DAY, TUESDAY, FEBRUARY 21, 2006

HOUSE BILLS FOR SECOND READING

HB 1816 through HB 1825

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 28 - Jackson
- 2 HCS HJR 36 - Bruns

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1456 - Roark (4 hours debate on Perfection)
- 2 HB 1249 - Spreng

HOUSE BILLS FOR PERFECTION - CONSENT

(2/20/06)

- 1 HB 1157 - Cooper (120)
- 2 HB 1169 - Cooper (120)
- 3 HB 1228 - Ruestman
- 4 HB 983 - Meadows
- 5 HB 1427 - Johnson (90)
- 6 HB 1118 - Dempsey

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 12, (2-16-06, Page 276) - Portwood

BILL IN CONFERENCE

HCS SCS SB 578, E.C. - Rucker

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 17, (2-15-06, Pages 257-258) - Quinn
- 2 HCR 13, (2-15-06, Pages 255-256) - Sater
- 3 HCR 14, (2-16-06, Pages 276-277) - Schlottach
- 4 HCR 15, (2-15-06, Pages 256-257) - Jetton

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

TWENTY-SEVENTH DAY, TUESDAY, FEBRUARY 21, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend Marvin Lue, Jr., Murchison Tabernacle Church, St. Louis.

May we pray.

God, we first give thanks to You for this opportunity to gather as servants of goodwill and equality for the citizens of this great state. We pause to give honor to those who led our great nation during moments of independence and emancipation. We reflect upon the accomplishments and achievements of a people who have persevered through weary years and silent tears; storms of slavery and segregation; pitfalls of poverty and persecution, and valleys of injustice and oppression. We celebrate the courage and conviction of a people who continue to overcome in the face of seen and unseen obstacles that rise on every leaning side.

God, we ask You today to give us guidance and direction as we deliberate over the affairs that are in the best interest for all of Missouri. We are here today to render opinions which we feel are for the good of our constituents, but ultimately we want to render opinions that are pleasing and acceptable in Your divine judgement. Therefore God, we petition You now to endow us with wisdom, charity, integrity and purpose, as we move from being a people who must be SHOWN to now being a people who SHOW what justice and equality for all people truly is. Endow us today with minds of rationality and hearts of benevolence as we grapple with issues that shape not only the urban streets, but also the suburban cul-de-sacs and rural plains. Endow us now with a consciousness that will push us beyond the fiscal bottom line and force us to address the whole story from every perspective. With Your help, we can make this state a GATEWAY to a level playing field for all who pass through.

In the spirit of hope and opportunity for all of Missouri, we seek You. AMEN.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Zachary Adams, Riley Cook, Jeremy Bell, Quinn Cunningham, Grace Cunningham, Isaac Doster and HannaMay Doster.

The Journal of the twenty-sixth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 703

through

House Resolution No. 705 - Representative Cunningham (145)

House Resolution No. 706 - Representative Bogetto

House Resolution No. 707 - Representative Dusenber

House Resolution No. 708 - Representative Baker (25)
House Resolution No. 709 - Representative Smith (118)
House Resolution No. 710 - Representative Flook, et al.
House Resolution No. 711 - Representative Richard
House Resolution No. 712 - Representative Harris (23)
House Resolution No. 713 - Representative Sander

SECOND READING OF HOUSE BILLS

HB 1816 through **HB 1825** were read the second time.

Representative Quinn assumed the Chair.

SPECIAL RECOGNITION

The 2005-2006 Officers of the Missouri State Future Farmers of America were introduced by Representative Quinn.

Zach Kinne, President of the Missouri State Future Farmers of America, addressed the House.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SCS SB 578**: Senators Shields, Crowell, Bartle, Callahan and Kennedy.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has dissolved the Conference Committee on **HCS SCS SB 578** and requests the House recede from its position on **HCS SCS SB 578** and take up and pass **SCS SB 578**.

BILL CARRYING REQUEST MESSAGE

HCS SCS SB 578, relating to funeral protests, was taken up by Representative Rucker.

Representative Rucker moved that the House recede from its position on **HCS SCS SB 578** and take up and truly agree to and finally pass **SCS SB 578**.

Which motion was adopted by the following vote:

AYES: 139

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bogetto
Bowman	Bringer	Brown 30	Brown 50	Bruns
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Darrough
Davis	Day	Deeken	Dempsey	Denison

Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Johnson 47
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Smith 14	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yaeger	Yates	Zweifel	Mr Speaker	

NOES: 017

Boykins	Brooks	Burnett	Chappelle-Nadal	Daus
El-Amin	George	Low 39	Lowe 44	Oxford
Skaggs	Smith 118	Spreng	Villa	Vogt
Walsh	Young			

PRESENT: 000

ABSENT WITH LEAVE: 004

Bland	Hughes	Johnson 61	Wright-Jones
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VACANCIES: 003

Representative Quinn declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 138

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Bringer	Brown 30	Brown 50
Bruns	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Darrough	Davis	Day	Decken	Dempsey
Denison	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke

LeVota	Liese	Lipke	Loehner	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 150	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yaeger
Yates	Zweifel	Mr Speaker		

NOES: 014

Brooks	Burnett	Chappelle-Nadal	Daus	Donnelly
El-Amin	George	Low 39	Lowe 44	Spreng
Villa	Vogt	Walsh	Young	

PRESENT: 002

Boykins	Oxford
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ABSENT WITH LEAVE: 006

Haywood	Hughes	Johnson 61	Smith 118	Stevenson
Wright-Jones				

VACANCIES: 003

PERFECTION OF HOUSE JOINT RESOLUTIONS

HJR 28, relating to a property tax exemption, was taken up by Representative Jackson.

On motion of Representative Jackson, **HJR 28** was ordered perfected and printed.

HCS HJR 36, relating to a personal property tax exemption, was taken up by Representative Bruns.

Representative Pearce assumed the Chair.

On motion of Representative Bruns, **HCS HJR 36** was adopted.

On motion of Representative Bruns, **HCS HJR 36** was ordered perfected and printed.

HOUSE CONCURRENT RESOLUTION

HCR 17, relating to the spring rise, was taken up by Representative Quinn.

On motion of Representative Quinn, **HCR 17** was adopted.

COMMITTEE REPORTS

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HJR 40**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HJR 44**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1035**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1070**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1078**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1105**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1138**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1145, 1359 & 1121**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1234**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1310**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1393**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1380**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1688**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1026**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Higher Education, Chairman Kingery reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1251**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Retirement, Chairman Smith (118) reporting:

Mr. Speaker: Your Committee on Retirement, to which was referred **HB 1466**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Healthcare Facilities, Chairman Schaaf reporting:

Mr. Speaker: Your Special Committee on Healthcare Facilities, to which was referred **HB 1232**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1826, introduced by Representatives Burnett and Skaggs, relating to retirement age for municipal court judges.

HB 1827, introduced by Representatives Wasson, Ervin, Cunningham (145), Jetton, Richard, Parson, Wells, Weter, Dethrow, Denison, Viebrock, Wilson (130), Ruestman, Day, Wood, Roark, Wallace, Kuessner, Tilley, Smith (150), Self, Schlottach, Jones, Sater, Pollock, Munzlinger, Emery, Bearden, McGhee, Baker (123), Wilson (119), Nolte and Flook, relating to group health insurance.

HB 1828, introduced by Representatives Emery, Nieves, Hunter, Rector, Cunningham (145), Munzlinger, Franz, Phillips, Self, Black, Dempsey, Cunningham (86), Schaaf, Fisher, Lembke, Schad, Rucker, Myers, McGhee, Sander, Jackson, Jetton and Silvey, relating to the right of pharmacies regarding abortifacients.

HB 1829, introduced by Representative Aull, relating to school food services.

HB 1830, introduced by Representatives Johnson (90), Lipke, Harris (23), Roorda, Jones, Parson and Dusenberg, relating to purchased merchandise from secondhand dealers.

HB 1831, introduced by Representatives Villa, Daus, Lowe (44), Baker (25), Meiners, Low (39), Hoskins, Vogt and Young, relating to the use for marijuana for medicinal purposes.

HB 1832, introduced by Representatives Smith (118) and Sutherland, relating to property tax documentation.

HB 1833, introduced by Representatives Wood, Wallace, Parker, Jones, Pratt, Chinn, Wilson (119), Nolte, Whorton, Ruestman, Kratky, Bean, Portwood, Lembke, Kingery, May, Moore, Kelly, Deeken, Dusenberg, Wright (159), Schaaf, Schlottach, Weter, Dethrow, Cunningham (145), Wright (137), Marsh, Self, Kuessner, Meadows, Yaeger, Dougherty, Darrough, Wasson, Hobbs, Harris (110), Pollock, Denison, Sater, Aull, Phillips, Smith (118), Jackson, Smith (150), Tilley, Wilson (130), Liese and Smith (14), relating to the designation of the official state invertebrate.

HB 1834, introduced by Representatives Lampe, Rucker, Boykins, Bowman, Harris (110), Meiners, Bogetto, Jolly, Yaeger, Storch, Schoemehl, Corcoran, Low (39), Fraser, Dixon, Witte, LeVota, Whorton, Young, Moore, Baker (25), McGhee, Sanders Brooks and Darrough, relating to an advisory council for the education of gifted.

HB 1835, introduced by Representatives Kraus, Wildberger, Meadows, Tilley, Muschany, Sander, McGhee, Cooper (155), Dusenberg and Moore, relating to the designation of parent and family involvement in education week.

HB 1836, introduced by Representative Portwood, relating to the Missouri homeland security advisory council.

HB 1837, introduced by Representatives Yates, Schaaf, Threlkeld, Cooper (155), Flook, Ervin, Dempsey, Jetton, Pratt, Dusenberg, Kraus, Portwood, Wilson (130), Fisher, Cunningham (86), Smith (118), Avery, Munzlinger, Hunter, Smith (14), Silvey, Stevenson, Meiners, McGhee, Parker, Phillips and Johnson (47), relating to malpractice insurance.

HB 1838, introduced by Representatives Wright (137), Wilson (130), Viebrock, Emery, Smith (14), Kelly, Denison, Wasson, Jones, Nieves, Schaaf, Lembke, Portwood, Baker (123), Dixon, Kingery, Black, Threlkeld, Myers and Chinn, relating to display of documents with religious content.

The following member's presence was noted: Hughes.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, February 22, 2006.

COMMITTEE MEETINGS

BUDGET

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 3.
Appropriation Committee Reports.
Executive session may follow.

BUDGET

Thursday, February 23, 2006, 8:15 a.m. Hearing Room 3.
Appropriation Committee Reports. Executive session may follow. CANCELLED
Public hearing to be held on: HB 1149

CHILDREN AND FAMILIES

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 7.
Executive session may follow.
Public hearings to be held on: HB 1182, HB 1075

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 22, 2006, 6:00 p.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: HB 1144, HB 1037

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 6.
Executive session may follow.
Public hearings to be held on: HB 998, HB 1065, HB 1192, HB 1432

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 4.
Executive session may follow.
Public hearings to be held on: HB 1449, HB 1175

HEALTH CARE POLICY

Thursday, February 23, 2006, 8:00 a.m. Hearing Room 7.
Executive session may follow.
Public hearings to be held on: HB 1112, HB 1358, HB 1601

LOCAL GOVERNMENT

Thursday, February 23, 2006, 8:00 a.m. Hearing Room 6.
Executive session will follow. AMENDED
Public hearings to be held on: HB 1326, HB 1342

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 22, 2006, 12:00 p.m. Hearing Room 1.
Possible Executive session.
Public hearings to be held on: HB 1260, HB 1553, HB 1392, HB 1515, HB 1517

RETIREMENT

Wednesday, February 22, 2006, 6:00 p.m. Hearing Room 7.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1493, HB 1495

RULES [PURSUANT TO RULE 25(26)(f)]

Wednesday, February 22, 2006, 1:00 p.m. Hearing Room 6.

Public hearings to be held on: HCS HB 1014, HCS HB 1742

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, February 28, 2006, 3:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1110, HB 1103, HB 1375, HB 1461

TOURISM

Thursday, February 23, 2006, 9:00 a.m. House Lounge.

Joint meeting with Senate Committee on Economic Development,
Tourism and Local Government.

There will be a presentation from the Missouri Tourism Commission.

TRANSPORTATION

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1040, HB 1379, HB 1045, HB 1152

UTILITIES

Wednesday, February 22, 2006, 12:00 p.m. Hearing Room 5.

Public Service Commission Chairman Jeff Davis will present information
regarding rulemaking for last year's SB 179.

This will occur prior to public hearing.

Public hearings to be held on: HCR 16, HB 1632

VETERANS

Wednesday, February 22, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1478, HB 1482

WAYS AND MEANS

Wednesday, February 22, 2006, 6:00 p.m. Hearing Room 5.

Possible Executive session.

Public hearings to be held on: HB 1677, HB 1440, HB 1619

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, February 22, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HB 1498

HOUSE CALENDAR

TWENTY-EIGHTH DAY, WEDNESDAY, FEBRUARY 22, 2006

HOUSE BILLS FOR SECOND READING

HB 1826 through HB 1838

HOUSE BILLS FOR PERFECTION

- | | | |
|---|---------------------|--------------------------------|
| 1 | HCS HB 1456 - Roark | (4 hours debate on Perfection) |
| 2 | HB 1249 - Spreng | |

HOUSE BILLS FOR PERFECTION - CONSENT

(2/20/06)

- | | |
|---|------------------------|
| 1 | HB 1157 - Cooper (120) |
| 2 | HB 1169 - Cooper (120) |
| 3 | HB 1228 - Ruestman |
| 4 | HB 983 - Meadows |
| 5 | HB 1427 - Johnson (90) |
| 6 | HB 1118 - Dempsey |

(2/22/06)

- | | |
|---|----------------------------|
| 1 | HB 1688 - Johnson (47) |
| 2 | HB 1393 - Behnen |
| 3 | HB 1234 - Loehner |
| 4 | HB 1105 - Wilson (119) |
| 5 | HB 1035 - Young |
| 6 | HCS HB 1138 - Johnson (47) |

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 12, (2-16-06, Page 276) - Portwood

HOUSE JOINT RESOLUTIONS FOR THIRD READING

- | | |
|---|--------------------|
| 1 | HJR 28 - Jackson |
| 2 | HCS HJR 36 - Bruns |

HOUSE CONCURRENT RESOLUTIONS

- | | |
|---|---|
| 1 | HCR 13, (2-15-06, Pages 255-256) - Sater |
| 2 | HCR 14, (2-16-06, Pages 276-277) - Schlottach |
| 3 | HCR 15, (2-15-06, Pages 256-257) - Jetton |

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

TWENTY-EIGHTH DAY, WEDNESDAY, FEBRUARY 22, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Hear our prayer, O Lord, and let our petition for support come to You.

You, Sovereign Lord, have given us Your words of wisdom, so that what we do and how we respond to inquiries, would bring encouragement to those who are disillusioned. Morning by morning You awaken us and open our understanding to Your will. You speak to us, and we listen. We do not rebel or turn away.

Heavenly Father, You have granted us skill in all wisdom, discernment, knowledge, and the competence to stand and serve in this State House.

We walk within this House in the integrity of our heart. We will set no worthless thing before our eyes. We hate the way of arrogance and stubbornness: They will not fasten their grip on us.

May You Lord, who loved us and, in Your special favor, gave us everlasting comfort and good hope, comfort our hearts and give us strength in every good thing we do and say.

We ask these things in the name of Your Son. Amen and amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Isaac Gardner.

Speaker Pro Tem Bearden assumed the Chair.

The Journal of the twenty-seventh day was approved as printed.

HOUSE RESOLUTION

Representative Deeken offered House Resolution No. 715.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 714	-	Representative Wilson (130), et al.
House Resolution No. 716	-	Representative Phillips
House Resolution No. 717	-	Representative Cunningham (145)

House Resolution No. 718
through
House Resolution No. 720 - Representative Smith (14), et al.
House Resolution No. 721 - Representative Franz
House Resolution No. 722
and
House Resolution No. 723 - Representative Viebrock
House Resolution No. 724 - Representative Dethrow
House Resolution No. 725
and
House Resolution No. 726 - Representative Bruns
House Resolution No. 727
through
House Resolution No. 741 - Representative Lager
House Resolution No. 742
and
House Resolution No. 743 - Representative Whorton
House Resolution No. 744
and
House Resolution No. 745 - Representative Faith
House Resolution No. 746 - Representative Smith (14), et al.
House Resolution No. 747 - Representative Rector
House Resolution No. 748 - Representative Day
House Resolution No. 749 - Representative Richard
House Resolution No. 750 - Representative Cunningham (145)
House Resolution No. 751 - Representative Muschany
House Resolution No. 752 - Representative Wilson (130), et al.
House Resolution No. 753 - Representative Aull
House Resolution No. 754 - Representative Day
House Resolution No. 755 - Representative Lager
House Resolution No. 756 - Representative Loehner
House Resolution No. 757 - Representative Smith (14), et al.
House Resolution No. 758 - Representative Lampe

SECOND READING OF HOUSE BILLS

HB 1826 through **HB 1838** were read the second time.

SPECIAL RECOGNITION

Tom Finnie was introduced by Representative Denison and recognized as an Outstanding Missourian.

Don and Denise Jessen and Community Hospices of America volunteers were introduced by Representative Wilson (130).

THIRD READING OF HOUSE JOINT RESOLUTIONS

HCS HJR 36, relating to personal property tax exemption, was taken up by Representative Bruns.

On motion of Representative Bruns, **HCS HJR 36** was read the third time and passed by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 30	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	LeVota	Liese	Lipke
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Spreng	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Cooper 155	Denison	Johnson 61	Lembke	Loehner
Rucker	Skaggs	Stevenson	Wright-Jones	

VACANCIES: 003

Speaker Pro Tem Bearden declared the bill passed.

Representative Phillips assumed the Chair.

HJR 28, relating to property tax exemption, was taken up by Representative Jackson.

On motion of Representative Jackson, **HJR 28** was read the third time and passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 30	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	LeVota	Liese
Lipke	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Smith 14
Smith 118	Smith 150	Spreng	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Cooper 155	Johnson 61	Lembke	Loehner	Rucker
Skaggs	Stevenson	Wright-Jones		

VACANCIES: 003

Representative Phillips declared the bill passed.

THIRD READING OF HOUSE CONCURRENT RESOLUTION

HCR 12, relating to Hepatitis C Awareness Day, was taken up by Representative Portwood.

On motion of Representative Portwood, **HCR 12** was read the third time and passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 30	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Smith 14	Smith 118	Smith 150	Spreng	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Cooper 155	Johnson 61	Loehner	Rucker	Skaggs
Stevenson	Wright-Jones			

VACANCIES: 003

Representative Phillips declared the bill passed.

HOUSE CONCURRENT RESOLUTIONS

HCR 14, relating to American Heart Month, was taken up by Representative Schlottach.

On motion of Representative Schlottach, **HCR 14** was adopted.

HCR 15, relating to the federal Food Stamp Program, was taken up by Representative Jetton.

Speaker Pro Tem Bearden resumed the Chair.

Representative Phillips resumed the Chair.

On motion of Representative Jetton, **HCR 15** was adopted by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 30	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Cooper 155

Johnson 61

Rucker

Stevenson

Wright-Jones

VACANCIES: 003

Speaker Pro Tem Bearden resumed the Chair.

COMMITTEE REPORTS

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1014**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1742**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1320**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1153**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Small Business, Chairman Ervin reporting:

Mr. Speaker: Your Committee on Small Business, to which was referred **HB 1367**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 994**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1839, introduced by Representative Shoemyer, relating to the scheduling and sale of certain controlled substances.

HB 1840, introduced by Representatives Brown (50), Roorda, Wildberger, Bogetto, Walton, Meiners, Walsh, George, Lampe, Curls, Robinson, Spreng, Villa, Casey, Skaggs, Dougherty, Rucker, Hoskins, Hubbard, Bland, Aull, Johnson (90), Burnett, Yaeger, Tilley, Low (39), Storch, Sater, Denison, Harris (110), Baker (123), Hobbs, Wright (159) and LeVota, relating to the Precious Doe Hotline.

HB 1841, introduced by Representative Myers, relating to the governor's advisory council on agricultural science and technology.

HB 1842, introduced by Representative Myers, relating to plant biotechnology.

HB 1843, introduced by Representatives Robb and Parker, relating to vacancies on fire protection district boards.

HB 1844, introduced by Representative Roorda, relating to noise ordinances.

HB 1845, introduced by Representatives Avery, Meadows, Roorda, Moore, Bruns, Bivins, Day, Whorton, Walton, Jackson, Wright (159), Smith (14), Fisher and Casey, relating to grants for veterans' service officer programs.

HB 1846, introduced by Representatives Lampe, Baker (25), Henke, Storch, Aull, Roorda, Walton, Casey, Oxford, Curls, Brown (50), Darrough, Wildberger, Yaeger, Chappelle-Nadal, McGhee, Bogetto, Moore, Salva, Cooper (120), Robb, Donnelly, Page, Robinson, Fraser, Rucker, Boykins, Bowman, Cunningham (86), LeVota and Fares, relating to gifted students.

HB 1847, introduced by Representatives Aull, Page, Swinger, Chappelle-Nadal, LeVota, Schoemehl, Oxford, Robinson, Whorton, Yaeger, Roorda, Lampe, Brown (50), Skaggs, Kuessner, Corcoran, Storch, Shoemyer, Baker (25), Witte and Henke, relating to state aid for schools.

HB 1848, introduced by Representatives Aull, Walsh, Fisher, McGhee, Dougherty, Witte, Kingery, Hughes, Lampe, Harris (110) and Brown (50), relating to private mental health facilities and group homes.

HB 1849, introduced by Representatives Cooper (120) and Skaggs, relating to child custody.

HB 1850, introduced by Representative Cooper (158), relating to a statewide planning and mapping system.

HB 1851, introduced by Representatives Bland, Sanders Brooks and Brown (50), relating to certain health care benefits.

HB 1852, introduced by Representatives Bland, Chappelle-Nadal, Burnett, Boykins, Rucker, Kuessner, Brown (50), Wildberger, Wright-Jones, Low (39), Bringer and Sanders Brooks, relating to the coordination of school health programs.

HB 1853, introduced by Representatives Bland, Chappelle-Nadal, Burnett, Wright-Jones, Rucker, Kuessner, Walton, Brown (50), Wildberger, Boykins, Low (39), Bringer, Darrough and Hubbard, relating to the emancipation day commission.

HB 1854, introduced by Representatives Bland, Chappelle-Nadal, Burnett, Boykins, Rucker, Meiners, Walton, Brown (50), Wildberger, Wright-Jones, Low (39), Sanders Brooks, Hubbard and Liese, relating to the creation of a death penalty commission.

HB 1855, introduced by Representatives Bland, Low (39), Darrough, Meiners, Walton, Liese, Brown (50), Sanders Brooks, Curls and Hubbard, relating to installment payments of property taxes in certain charter counties.

HB 1856, introduced by Representatives Bland, Chappelle-Nadal, Burnett, Wright-Jones, Rucker, Kuessner, Walton, Liese, Wildberger, Boykins, Low (39), Bringer, Sanders Brooks, Hubbard and Brown (50), relating to obesity.

HB 1857, introduced by Representative Lipke, relating to commencement of prosecution.

HB 1858, introduced by Representative Lipke, relating to prosecuting and circuit attorneys' power to dismiss charges.

HB 1859, introduced by Representatives Ervin and Richard, relating to small businesses.

HB 1860, introduced by Representative Threlkeld, relating to limitations on campaign contributions.

COMMUNICATION

February 22, 2006

Mr. Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol, Room 306C
Jefferson City, MO 65101

RE: Possible Personal Interest in Legislation

Dear Chief Clerk Davis,

Pursuant to Section 105.461, RSMo, I am hereby filing a written letter of a possible personal interest in legislation that may be voted on during this legislative session.

As an employee on the administrative side of Lindenwood University, I deal with processing government grants, scholarships, and the majority of student loans for my assigned students from Lindenwood University. One of the main requirements of my job is to make sure that the students receive the best possible grants, scholarships, or student loans they qualify for. Possible legislation regarding grants, scholarships and student loans could impact certain aspects of my employment that could come to the Missouri House of Representatives.

In compliance with Section 105.461, RSMo, would you please publish this letter in the Missouri House of Representatives Journal? If you have any questions, please call my office and I will be more than happy to answer them for you. Thank you for your time and help in this matter.

Respectfully Yours,

/s/ Rep. Joe Smith

WITHDRAWAL OF HOUSE BILL

February 21, 2006

Mr. Stephen S. Davis, Chief Clerk
Missouri House of Representatives
Capitol Bldg., Room 306C
Jefferson City, MO 65101

Dear Mr. Davis:

I am respectfully requesting that **House Bill No. 1189**, which allows the board of trustees of the Public School Retirement System of the City of St. Louis to increase benefits for retired members under certain conditions referred to the Retirement Committee to be withdrawn.

If I should take any further action please advise my office at your earliest convenience. Thank you for your consideration of my request.

Respectfully,

/s/ Robin Wright-Jones
State Representative, 63rd District

RECESS

Representative Dempsey moved that the House stand in recess until the Supplemental Calendar on **HB 1014** has been distributed, and then stand adjourned until 10:00 a.m., Thursday, February 23, 2006.

SUPPLEMENTAL CALENDAR

WEDNESDAY, FEBRUARY 22, 2006

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 1014 - Icet

ADJOURNMENT

Pursuant to the motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, February 23, 2006.

COMMITTEE MEETINGS

BUDGET

Thursday, February 23, 2006, 8:15 a.m. Hearing Room 3.
Appropriation Committee Reports.
Executive session may follow. CANCELLED
Public hearing to be held on: HB 1149

HEALTH CARE POLICY

Thursday, February 23, 2006, 8:00 a.m. Hearing Room 7.
Executive session may follow.
Public hearings to be held on: HB 1112, HB 1358, HB 1601

LOCAL GOVERNMENT

Thursday, February 23, 2006, 8:00 a.m. Hearing Room 6.
Executive session will follow. AMENDED
Public hearings to be held on: HB 1326, HB 1342

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, February 23, 2006, 9:00 a.m. Hearing Room 4.
Public hearings to be held on: HCS HB 1100, HCS HB 1168, HB 1204,
HB 1302, HCS HB 1305, HCS HB 1232, HCS HB 1344, HCS HB 1485,
HCS HB 1539, HCS HB 978, HCS HB 1026, HB 1251, HB 1466, HJR 39

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, February 28, 2006, 3:00 p.m. Hearing Room 7.
Executive session may follow.
Public hearings to be held on: HB 1110, HB 1103, HB 1375, HB 1461

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, February 28, 2006, 8:00 a.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: HB 1511, HB 1770

TOURISM

Thursday, February 23, 2006, 9:00 a.m. House Lounge.
Joint meeting with Senate Committee on Economic Development,
Tourism and Local Government.
There will be a presentation from the Missouri Tourism Commission.

HOUSE CALENDAR

TWENTY-NINTH DAY, THURSDAY, FEBRUARY 23, 2006

HOUSE BILLS FOR SECOND READING

HB 1839 through HB 1860

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 1014 - Icet

HOUSE BILLS FOR PERFECTION

- | | | |
|---|---------------------|--------------------------------|
| 1 | HCS HB 1456 - Roark | (4 hours debate on Perfection) |
| 2 | HB 1249 - Spreng | |

HOUSE BILLS FOR PERFECTION - CONSENT

(2/20/06)

- | | |
|---|------------------------|
| 1 | HB 1157 - Cooper (120) |
| 2 | HB 1169 - Cooper (120) |
| 3 | HB 1228 - Ruestman |
| 4 | HB 983 - Meadows |
| 5 | HB 1427 - Johnson (90) |
| 6 | HB 1118 - Dempsey |

(2/22/06)

- | | |
|---|----------------------------|
| 1 | HB 1688 - Johnson (47) |
| 2 | HB 1393 - Behnen |
| 3 | HB 1234 - Loehner |
| 4 | HB 1105 - Wilson (119) |
| 5 | HB 1035 - Young |
| 6 | HCS HB 1138 - Johnson (47) |

HOUSE CONCURRENT RESOLUTION

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

TWENTY-NINTH DAY, THURSDAY, FEBRUARY 23, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Donald W. Lammers.

We are nearing the end of the week that began with President's Day. Here is a word of wisdom from President Washington and a prayer from President Lincoln.

Before he was President, General Washington wrote circular letters to the Governors of the thirteen colonies, updating them on the progress of the Revolutionary War and giving them wise advice. In 1783, he gave this advice borrowing from the Prophecy of Micah.

“He (Almighty God) hath showed the, O man what is good;
And what doth the Lord require of thee,
But to do justly, and to love mercy,
And to walk humbly with thy God?”
(Micah 6:8)

About eighty years later, President Lincoln would pray:

*God bless our native land;
firm may she ever stand
through storm and night;
when the wild tempests rave,
O Ruler of wind and wave,
Thou Who art strong to save,
be Thou her might!*

*For her our prayer shall be,
our father's God, to Thee,
on Whom we wait;
be her walls, holiness -
her rulers righteousness,
in all her homes be peace,
God save the State!*

*Not for this land alone,
but be God's mercies shown
from shore to shore
and may the nations see
that men should brothers be,
and form one family
the wide-world o'er.
(Abraham Lincoln)*

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Ethan Crider, Courtney Bland and Michael Barr.

The Journal of the twenty-eighth day was approved as corrected.

HOUSE CONCURRENT RESOLUTIONS

Representative Wilson (130), et al., offered House Concurrent Resolution No. 23.

Representative Faith, et al., offered House Concurrent Resolution No. 24.

Representative Bowman, et al., offered House Concurrent Resolution No. 25.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 759

through

House Resolution No. 770 - Representative Pearce

House Resolution No. 771 - Representative Kingery

House Resolution No. 772 - Representative Wells

House Resolution No. 773 - Representative Smith (14), et al.

House Resolution No. 774

through

House Resolution No. 779 - Representative Brown (30)

House Resolution No. 780

and

House Resolution No. 781 - Representative Smith (14), et al.

House Resolution No. 782 - Representative Lager

House Resolution No. 783 - Representative Kraus

House Resolution No. 784 - Representative Kelly

House Resolution No. 785 - Representative Bland

House Resolution No. 786

and

House Resolution No. 787 - Representative Pearce

House Resolution No. 788 - Representative Henke

House Resolution No. 789

through

House Resolution No. 791 - Representative Cooper (158)

House Resolution No. 792 - Representative Jetton

House Resolution No. 793 - Representative Smith (14), et al.

House Resolution No. 794 - Representative Haywood

House Resolution No. 795 - Representative Smith (14), et al.

House Resolution No. 796 - Representative Lembke

House Resolution No. 797 - Representative Bowman

House Resolution No. 798 - Representative Parson

House Resolution No. 799 - Representative Bivins, et al.

SECOND READING OF HOUSE BILLS

HB 1839 through **HB 1860** were read the second time.

PERFECTION OF HOUSE BILL - APPROPRIATIONS

HCS HB 1014, relating to appropriations, was taken up by Representative Icet.

Representative Icet offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1014, Page 9, Section 14.225, Line 3, by inserting immediately thereafter the following section:

"Section 14.230. To the Supreme Court
For the purpose of funding the Circuit Courts
Personal Service
From General Revenue Fund.....\$62,130"; and

adjust bill totals accordingly.

On motion of Representative Icet, **House Amendment No. 1** was adopted.

Representative Donnelly offered **House Amendment No. 2**.

Representative Flook raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Fraser requested a division of the question on **HCS HB 1014, as amended**.

On motion of Representative Icet, **Part I of HCS HB 1014** was adopted by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus

Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Brown 30	Johnson 61	Meadows	Roorda	Rucker
Wright-Jones				

VACANCIES: 003

On motion of Representative Icet, **Part II of HCS HB 1014** was adopted by the following vote:

AYES: 094

Avery	Baker 123	Bean	Bearden	Behnen
Bivins	Black	Bruns	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Hobbs	Hunter	Icet	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Loehner	Marsh	May
McGhee	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 059

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Darrough
Daus	Donnelly	Dougherty	El-Amin	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Hughes	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Salva	Schoemehl	Shoemyer
Skaggs	Spreng	Storch	Swinger	Villa
Vogt	Wagner	Walsh	Whorton	Wildberger
Witte	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 30	Johnson 61	Roorda	Rucker	Walton
Wells	Wright-Jones			

VACANCIES: 003

On motion of Representative Icet, **Part III of HCS HB 1014, as amended**, was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Wasson	Wells	Weter	Whorton

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Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Brown 30	Harris 23	Johnson 61	Myers	Roorda
Rucker	Walton	Wright-Jones		

VACANCIES: 003

On motion of Representative Icet, **HCS HB 1014, as amended**, was ordered perfected and printed by the following vote:

AYES: 098

Avery	Baker 123	Bean	Bearden	Behnen
Bivins	Black	Bogetto	Bruns	Chinn
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Guest	Hobbs	Hunter	Icet	Jackson
Johnson 47	Jones	Kelly	Kingery	Kraus
Lager	Lampe	Lembke	Lipke	Loehner
Marsh	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Whorton	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 055

Aull	Baker 25	Bland	Bowman	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Darrough	Daus
Donnelly	Dougherty	El-Amin	Fraser	George
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 90	Jolly	Kratky	Kuessner
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Salva
Schoemehl	Shoemyer	Skaggs	Spreng	Storch
Swinger	Villa	Vogt	Wagner	Walsh
Wildberger	Witte	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 30	Harris 23	Johnson 61	Roorda	Rucker
Walton	Wright-Jones			

VACANCIES: 003

Speaker Jetton assumed the Chair.

SIGNING OF SENATE BILL

All other business of the House was suspended while **SCS SB 578** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Speaker Pro Tem Bearden resumed the Chair.

SUPPLEMENTAL CALENDAR

FEBRUARY 23, 2006

HOUSE BILL FOR THIRD READING - APPROPRIATIONS

HCS HB 1014 - Icet

THIRD READING OF HOUSE BILL - APPROPRIATIONS

HCS HB 1014, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1014** was read the third time and passed by the following vote:

AYES: 102

Avery	Baker 123	Bean	Bearden	Behnen
Bivins	Black	Bogetto	Bruns	Chinn
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Guest	Hobbs	Hunter	Icet	Jackson
Johnson 47	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Lager	Lampe	Lembke
Lipke	Loehner	Marsh	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	St. Onge	Sutherland

Swinger	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Whorton	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yaeger
Yates	Mr Speaker			

NOES: 049

Aull	Baker 25	Bland	Bowman	Boykins
Bringer	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Darrough	Daus	Donnelly
Dougherty	El-Amin	Fraser	George	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 90	Kuessner	LeVota	Liese	Low 39
Lowe 44	Meadows	Oxford	Page	Robinson
Salva	Schoemehl	Shoemyer	Skaggs	Spreng
Storch	Villa	Vogt	Wagner	Walsh
Wildberger	Witte	Young	Zweifel	

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 008

Brown 30	Harris 23	Johnson 61	Roorda	Rucker
Stevenson	Walton	Wright-Jones		

VACANCIES: 003

Speaker Pro Tem Bearden declared the bill passed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 531 - Rules
HR 558 - Rules
HR 673 - Rules
HR 674 - Rules
HR 702 - Rules
HR 715 - Rules

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1087 - Insurance Policy
HB 1088 - Insurance Policy
HB 1281 - Elementary and Secondary Education
HB 1321 - Crime Prevention and Public Safety
HB 1322 - Crime Prevention and Public Safety
HB 1324 - Judiciary

HB 1407 - Senior Citizen Advocacy
HB 1413 - Judiciary
HB 1414 - Insurance Policy
HB 1438 - Crime Prevention and Public Safety
HB 1454 - Judiciary
HB 1455 - Utilities
HB 1477 - Health Care Policy
HB 1479 - Special Committee on Urban Issues
HB 1504 - Insurance Policy
HB 1525 - Elections
HB 1526 - Elections
HB 1530 - Judiciary
HB 1536 - Special Committee on Urban Issues
HB 1560 - Senior Citizen Advocacy
HB 1571 - Judiciary
HB 1575 - Workforce Development and Workplace Safety
HB 1577 - Special Committee on Agri-Business
HB 1578 - Utilities
HB 1588 - Insurance Policy
HB 1589 - Professional Registration and Licensing
HB 1592 - Professional Registration and Licensing
HB 1595 - Professional Registration and Licensing
HB 1599 - Insurance Policy
HB 1600 - Conservation and Natural Resources
HB 1602 - Health Care Policy
HB 1603 - Utilities
HB 1605 - Utilities
HB 1607 - Special Committee on Student Achievement and Finance
HB 1611 - Local Government
HB 1612 - Insurance Policy
HB 1613 - Insurance Policy
HB 1618 - Corrections and Public Institutions
HB 1628 - Retirement
HB 1631 - Elections
HB 1637 - Crime Prevention and Public Safety
HB 1638 - Judiciary
HB 1643 - Special Committee on Student Achievement and Finance
HB 1644 - Local Government
HB 1654 - Ways and Means
HB 1671 - Ways and Means
HB 1672 - Crime Prevention and Public Safety
HB 1675 - Special Committee on Student Achievement and Finance
HB 1687 - Health Care Policy
HB 1693 - Professional Registration and Licensing
HB 1697 - Job Creation and Economic Development
HB 1700 - Professional Registration and Licensing
HB 1703 - Insurance Policy

HB 1722 - Tourism
HB 1726 - Local Government
HB 1728 - Utilities
HB 1732 - Health Care Policy
HB 1739 - Agriculture Policy
HB 1757 - Professional Registration and Licensing
HB 1758 - Professional Registration and Licensing
HB 1759 - Professional Registration and Licensing
HB 1760 - Professional Registration and Licensing
HB 1761 - Conservation and Natural Resources
HB 1762 - Veterans
HB 1767 - Senior Citizen Advocacy
HB 1769 - Special Committee on Student Achievement and Finance
HB 1773 - Ways and Means
HB 1781 - Tourism
HB 1782 - Job Creation and Economic Development
HB 1783 - Special Committee on Urban Issues
HB 1792 - Insurance Policy
HB 1827 - Small Business
HB 1837 - Insurance Policy

RE-REFERRAL OF HOUSE BILLS

The following House Bills were re-referred to the Committee indicated:

HB 1149 - Special Committee on Energy and Environment
HB 1444 - Health Care Policy

COMMITTEE REPORTS

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HJR 39**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 978**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1026**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1100**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1168**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1204**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1232**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1251**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1302**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1305**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1344**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1466**, begs leave to report it has examined the same and recommends that it **Do Pass - Federal Mandate**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1485**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1539**, begs leave to report it has examined the same and recommends that it **Be Returned to Committee of Origin**.

Committee on Agriculture Policy, Chairman Myers reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1349**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1317**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Elementary and Secondary Education, Chairman Cunningham (86) reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1058**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1151**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1343**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1424**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Retirement, Chairman Smith (118) reporting:

Mr. Speaker: Your Committee on Retirement, to which was referred **HB 1306**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Retirement, to which was referred **HB 1357**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 629**, entitled:

An act to repeal section 144.062, RSMo, and to enact in lieu thereof one new section relating to sales tax exemption for highway construction materials.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 701 & 948**, entitled:

An act to repeal section 173.239, RSMo, and to enact in lieu thereof one new section relating to national guard member educational assistance grants.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 744**, entitled:

An act to repeal sections 144.030 and 144.062, RSMo, and to enact in lieu thereof two new sections relating to a sales tax exemption on motor fuel used for agricultural purposes.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 773**, entitled:

An act to repeal sections 274.110 and 348.432, RSMo, and to enact in lieu thereof three new sections relating to agriculture.

In which the concurrence of the House is respectfully requested.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 50, introduced by Representatives Schoemehl, Fraser, Jolly, Harris (23), Low (39), Walton, Bivins, Fares, Corcoran, Page, Bogetto, Vogt, Walsh, Lampe, Darrough, Yaeger, George and Meiners, relating to school district bond elections.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1861, introduced by Representative Cooper (155), relating to fees for architectural plan review of new construction for certain health care facilities.

HB 1862, introduced by Representatives Johnson (90), Lipke, Harris (23), Roorda, Jones, Parson and Dusenberger, relating to booking charges.

HB 1863, introduced by Representatives Villa, Avery, Schneider, Daus and Parker, relating to gaming.

HB 1864, introduced by Representatives Kraus, McGhee, Davis, Cunningham (86), Moore, Wildberger and Darrough, relating to prohibiting the admission of aliens unlawfully present in the United States at public institutions of higher education.

HB 1865, introduced by Representatives Bearden, Jetton, Dempsey, Ruestman, Dixon, Munzlinger, Ervin, Baker (23), Cooper (120), Icet, Nieves, Sander, Kingery, Flook, Cooper (155), Cunningham (86), Schneider, Faith, Sutherland, Wilson (119), Kraus, McGhee, Stevenson, Muschany, May, Smith (14), Moore, Threlkeld, Nance, Tilley, Guest, Phillips, Lipke and Bruns, relating to higher education.

HB 1866, introduced by Representative Storch, relating to signing petitions illegally.

HB 1867, introduced by Representatives Dougherty, Phillips, Wildberger, Baker (25), Young and Davis, relating to driver's education.

HB 1868, introduced by Representatives Faith, Zweifel, Dixon, Corcoran, Harris (23), Meiners, Roorda, Oxford, Kuessner, Baker (25), Jackson, Nieves, Meadows, Harris (110), St. Onge, Schneider, Rupp, May, Dempsey, Muschany, Portwood, Bivins, Lembke, Avery, Page, Pollock, Nance, Schlottach, Cooper (155), Richard, Stevenson, Hobbs, Bean, Weter, Johnson (47), Wright (137), Sutherland, Tilley, Ervin, Smith (14), Jones, Parker, Fisher, Bruns, Silvey, Wood, Denison, Munzlinger, Kelly, Cooper (158), Marsh, Myers, Deeken, Wallace and Quinn, relating to the health care responsibility act.

HB 1869, introduced by Representatives Sanders Brooks, Boykins, Hoskins, Low (39), El-Amin, Curls, Wright (137), Bland, Jetton, Meiners, Bowman, Hughes, Hubbard, Chappelle-Nadal, Wildberger, Skaggs, Swinger, Oxford, Johnson (61) and Parker, relating to eligibility for public assistance.

HB 1870, introduced by Representatives Kratky, Chappelle-Nadal, Portwood, Spreng, Vogt, Baker (25), Salva, Meiners, Avery, Nance, Pollock, Yates, Richard, Jones, Dusenberg, Day, Jackson, Cooper (120), Nieves, Tilley, Bowman, Lampe, Harris (110), Weter, Moore, Storch, Lembke, Johnson (90), Oxford, Walsh, Villa, Daus, Yaeger, Stevenson, Wright (137), Sutherland and Cunningham (145), relating to income tax credits for hiring disabled workers.

HB 1871, introduced by Representatives Boykins, Sanders Brooks, Wright-Jones, Bowman, Storch, Walton, Bland, Fraser, Johnson (61), Lampe, Hughes, Portwood, Shoemyer, Bringer, Wright (137), Curls, Liese and Haywood, relating to the parents, tutors, and volunteers incentive program.

HB 1872, introduced by Representatives Page and Harris (110), relating to the green power initiative.

WITHDRAWAL OF HOUSE BILL

February 22, 2006

Steve Davis
Chief Clerk
Missouri House of Representatives

RE: **House Bill No. 1721**

Dear Mr. Davis:

Please allow this letter to serve as my request to withdraw **House Bill No. 1721**.

If you have any questions, please contact my office.

Sincerely,

/s/ Rep. Walter R. Bivins
District 97

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 3:00 p.m., Friday, February 24, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Charlie Denison, District 135, hereby state and affirm that my vote as recorded on Page 301 of the House Journal for Wednesday, February 22, 2006 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 23rd day of February 2006.

/s/ Charlie Denison
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 23rd day of February in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, February 28, 2006, 12:30 p.m. Hearing Room 1.

Possible Executive session.

Public hearing to be held on: HB 1369

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 6.

Executive session to follow.

Public hearings to be held on: HB 998, HB 1432

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 28, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1083, HB 1312, HB 1322

ELECTIONS

Tuesday, February 28, 2006, 6:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 1542, HB 1528, HB 1499

Executive session will be held on: HB 977, HB 1194

LOCAL GOVERNMENT

Tuesday, February 28, 2006, 3:00 p.m. Hearing Room 6.

Executive session.

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, February 28, 2006, 3:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1110, HB 1103, HB 1375, HB 1461

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, February 28, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1511, HB 1770, HB 1769

VETERANS

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1552, HB 1746

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Monday, February 27, 2006, House Chamber side gallery upon afternoon adjournment.

HOUSE CALENDAR

THIRTIETH DAY, FRIDAY, FEBRUARY 24, 2006

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 50

HOUSE BILLS FOR SECOND READING

HB 1861 through HB 1872

HOUSE JOINT RESOLUTIONS FOR PERFECTION

1 HJR 40 - Avery

2 HJR 44 - Whorton

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1456 - Roark (4 hours debate on Perfection)
- 2 HB 1249 - Spreng
- 3 HCS HB 1742 - Portwood
- 4 HCS HB 1070 - Johnson (47)
- 5 HCS HB 1145, 1359 & 1121 - Portwood
- 6 HCS HB 1078 - Cunningham (145)
- 7 HB 1310 - Lipke
- 8 HCS HB 1380 - St. Onge

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(2/20/06)

- 1 HB 1157 - Cooper (120)
- 2 HB 1169 - Cooper (120)
- 3 HB 1228 - Ruestman
- 4 HB 983 - Meadows
- 5 HB 1427 - Johnson (90)
- 6 HB 1118 - Dempsey

(2/22/06)

- 1 HB 1688 - Johnson (47)
- 2 HB 1393 - Behnen
- 3 HB 1234 - Loehner
- 4 HB 1105 - Wilson (119)
- 5 HB 1035 - Young
- 6 HCS HB 1138 - Johnson (47)

(2/24/06)

- 1 HCS HB 978 - Smith (14)
- 2 HB 1251 - Guest
- 3 HCS HB 1344 - Villa
- 4 HCS HB 1168 - Tilley
- 5 HB 1204 - Roorda
- 6 HCS HB 1100 - Schaaf
- 7 HCS HB 1232 - Smith (118)

SENATE BILLS FOR SECOND READING

- 1 SB 629
- 2 SCS SBs 701 & 948
- 3 SCS SB 744
- 4 SCS SB 773

HOUSE CONCURRENT RESOLUTION

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRTIETH DAY, FRIDAY, FEBRUARY 24, 2006

The House met pursuant to adjournment.

Representative Deeken in the Chair.

Prayer by Chris Dunn, Legislative Information Coordinator, Office of the Speaker.

Heavenly Father,

Thank You for the beauty of this day and for the privilege of serving You. You are kind beyond belief and Your goodness to man is beyond compare.

It is written in the Book of Proverbs for us to know that wisdom is sweet to our soul. If we find it, there is a future hope for us, and our hope will not be cut off.

Today we pray for two things. First, we pray for wisdom and ask that You would grant it. We ask You to grant wisdom to our leaders, our legislators, our families and to us. That we might be servants to everyone around us and so that we can live according to Your ways.

Secondly, we pray for the hope that comes from finding wisdom. Without hope it is hard to see anything but despair. In Your faithfulness Lord, please grant hope today to those who need it in our state.

In the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 800 - Representative Harris (23), et al.
House Resolution No. 801 - Representative Baker (123)
House Resolution No. 802 - Representative Jones

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 50 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1861 through **HB 1872** were read the second time.

SECOND READING OF SENATE BILLS

SB 629, SCS SBs 701 & 948, SCS SB 744 and SCS SB 773 were read the second time.

ADVANCEMENT OF CONSENT BILLS

Pursuant to Rule 44(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 1157, HB 1169, HB 1228, HB 983, HB 1427 and HB 1118.**

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 1001, introduced by Representative Icet, to appropriate money to the Board of Fund Commissioners for the cost of issuing, processing and defeasing State Water Pollution Control Bonds, Stormwater Control Bonds, Third State Building Bonds, and Fourth State Building Bonds as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Third State Building Bond Interest and Sinking Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund, Stormwater Control Fund, and the Access Missouri Debt Reduction Fund, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

HB 1002, introduced by Representative Icet, to appropriate money for the expenses, grants, refunds, and distribution of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

HB 1003, introduced by Representative Icet, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

HB 1004, introduced by Representative Icet, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, Department of Transportation, the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

HB 1005, introduced by Representative Icet, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Public Safety, and the Chief Executive’s Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

HB 1006, introduced by Representative Icet, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2006 and ending June 30, 2007.

HB 1007, introduced by Representative Icet, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, and Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

HB 1008, introduced by Representative Icet, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

HB 1009, introduced by Representative Icet, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2006 and ending June 30, 2007.

HB 1010, introduced by Representative Icet, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2006 and ending June 30, 2007.

HB 1011, introduced by Representative Icet, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2006 and ending June 30, 2007.

HB 1012, introduced by Representative Icet, to appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries, and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Missouri Commission on Interstate Cooperation, the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2006 and ending June 30, 2007.

HB 1013, introduced by Representative Icet, to appropriate money for real property leases, related services, utilities, systems, furniture, and structural modifications for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1873, introduced by Representatives Lembke, Portwood, Cunningham (86), Cooper (155), Young, Tilley, Storch, Muschany, Meadows, Pearce, Page, Meiners, Weter, Wildberger, Oxford, Kratky, Baker (25), Fares, Sater, Sander, Deeken and Bruns, relating to personal care assistance services.

HB 1874, introduced by Representatives Lembke, Portwood, Sanders Brooks, Rucker, Meadows and El-Amin, relating to hepatitis C testing.

HB 1875, introduced by Representative Deeken, relating to the number of ballots at polling places.

HB 1876, introduced by Representative Dusenberg, relating to controlled substances.

HB 1877, introduced by Representative Storch, relating to protecting victims in sexual offense cases.

ADJOURNMENT

On motion of Representative Deeken, the House adjourned until 4:00 p.m., Monday, February 27, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, February 28, 2006, 12:30 p.m. Hearing Room 1.

Possible Executive session.

Public hearing to be held on: HB 1369

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 6.

Executive session to follow.

Public hearings to be held on: HB 998, HB 1432

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 28, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1083, HB 1312, HB 1322

ELECTIONS

Tuesday, February 28, 2006, 6:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 1542, HB 1528, HB 1499

Executive session will be held on: HB 977, HB 1194

INSURANCE POLICY

Tuesday, February 28, 2006, 3:30 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1504, HB 1703, HB 1837

JUDICIARY

Tuesday, February 28, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1257, HB 1436

LOCAL GOVERNMENT

Tuesday, February 28, 2006, 3:00 p.m. Hearing Room 6.

Executive session.

RULES

Tuesday, February 28, 2006, Hearing Room 4 upon morning adjournment.

Executive session may follow.

Public hearings to be held on: HR 702, HR 673, HR 531, HR 715, HR 674

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, February 28, 2006, Hearing Room 4 upon morning adjournment.

Executive session may follow.

Public hearings to be held on: HB 1162, HCS HB 1151, HCS HB 1349, HB 994, HCS HB 1153, HCS HB 1367, HB 1058, HB 1320, HCS HB 1317, HCS HB 1366, HB 1424, HCS HB 1343, HCS HB 1306, HCS HB 1357

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, February 28, 2006, 3:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1110, HB 1103, HB 1375, HB 1461

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, February 28, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1511, HB 1770, HB 1769

TOURISM

Tuesday, February 28, 2006, 12:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1722, HB 1781

VETERANS

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1552, HB 1746

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Monday, February 27, 2006, House Chamber side gallery upon afternoon adjournment.

HOUSE CALENDAR

THIRTY-FIRST DAY, MONDAY, FEBRUARY 27, 2006

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 1001 through HB 1013

HOUSE BILLS FOR SECOND READING

HB 1873 through HB 1877

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1456 - Roark (4 hours debate on Perfection)
- 2 HB 1249 - Spreng
- 3 HCS HB 1742 - Portwood
- 4 HCS HB 1070 - Johnson (47)
- 5 HCS HB 1145, 1359 & 1121 - Portwood
- 6 HCS HB 1078 - Cunningham (145)
- 7 HB 1310 - Lipke
- 8 HCS HB 1380 - St. Onge

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(2/22/06)

- 1 HB 1688 - Johnson (47)
- 2 HB 1393 - Behnen
- 3 HB 1234 - Loehner
- 4 HB 1105 - Wilson (119)
- 5 HB 1035 - Young
- 6 HCS HB 1138 - Johnson (47)

(2/24/06)

- 1 HCS HB 978 - Smith (14)
- 2 HB 1251 - Guest
- 3 HCS HB 1344 - Villa
- 4 HCS HB 1168 - Tilley
- 5 HB 1204 - Roorda
- 6 HCS HB 1100 - Schaaf
- 7 HCS HB 1232 - Smith (118)

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1157 - Cooper (120)
- 2 HB 1169 - Cooper (120)
- 3 HB 1228 - Ruestman
- 4 HB 983 - Meadows
- 5 HB 1427 - Johnson (90)
- 6 HB 1118 - Dempsey

HOUSE CONCURRENT RESOLUTION

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRTY-FIRST DAY, MONDAY, FEBRUARY 27, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Reverend James Earl Jackson.

Lord God, we give thanks to You, for You are good and Your mercy endures forever.

Let Your ear now be attentive and Your eyes open to listen to the prayer of Your servants which we pray before You day and night for the residents of this state: Prayers for provisions, consolation, strength of purpose and prayers for divine intervention into troubled lives.

Cause us, each day, to learn more about Your plans for this day, this week, this session, because we trust You. So we come to You in prayer, asking for Your guidance.

In our thoughts, deliberations, and activities this week, may we have the courage to renounce manipulation, reject pressure, and resist the fear of failure.

May You, God Almighty, bless us, and make the work of our hand fruitful and develop in us Your vision for this present assembly and the state of Missouri.

We ask these things in the name of Your Son. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-ninth day was approved as printed.

The Journal of the thirtieth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 803 - Representative Pratt
House Resolution No. 804
and
House Resolution No. 805 - Representative Davis
House Resolution No. 806 - Representative Pollock
House Resolution No. 807 - Representative Wells
House Resolution No. 808
through
House Resolution No. 814 - Representative Phillips

House Resolution No. 815

through

House Resolution No. 821 - Representative Whorton

House Resolution No. 822 - Representatives Hubbard and Storch

House Resolution No. 823 - Representative Aull

House Resolution No. 824 - Representative Quinn

House Resolution No. 825 - Representative Liese

House Resolution No. 826

and

House Resolution No. 827 - Representative Johnson (61)

House Resolution No. 828 - Representative Rector

House Resolution No. 829

through

House Resolution No. 831 - Representative Skaggs

House Resolution No. 832 - Representative Ervin

House Resolution No. 833 - Representative Wright (137)

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

HB 1001 through **HB 1013** were read the second time.

SECOND READING OF HOUSE BILLS

HB 1873 through **HB 1877** were read the second time.

SPECIAL RECOGNITION

Tessa Vellek was introduced by Representative Harris (23) and recognized for receiving the “Nestle’ Very Best in Youth Award.”

Representative Black assumed the Chair.

PERFECTION OF HOUSE BILL

HB 1249, relating to a sales and use tax exemption, was taken up by Representative Spreng.

On motion of Representative Spreng, **HB 1249** was ordered perfected and printed by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bogetto
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher

Flook	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Schlottach	Schoemehl	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 001

Robb

ABSENT WITH LEAVE: 014

Bland	Bowman	Boykins	Brooks	Brown 30
Chappelle-Nadal	Darrough	Hughes	Johnson 90	Parker
Rucker	Schneider	Self	Yaeger	

VACANCIES: 003

REFERRAL OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were referred to the Committee indicated:

HB 1001 - Budget
HB 1002 - Budget
HB 1003 - Budget
HB 1004 - Budget
HB 1005 - Budget
HB 1006 - Budget
HB 1007 - Budget
HB 1008 - Budget
HB 1009 - Budget
HB 1010 - Budget
HB 1011 - Budget
HB 1012 - Budget
HB 1013 - Budget

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1340 - Transportation
HB 1522 - Elementary and Secondary Education
HB 1561 - Professional Registration and Licensing
HB 1583 - Transportation
HB 1649 - Ways and Means
HB 1685 - Special Committee on Energy and Environment
HB 1704 - Transportation
HB 1752 - Special Committee on General Laws
HB 1756 - Elementary and Secondary Education
HB 1780 - Transportation
HB 1811 - Workforce Development and Workplace Safety

COMMITTEE REPORTS

Committee on Children and Families, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 974**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 984**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1141**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1491**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1878, introduced by Representatives Dixon, Wildberger, Sander and Wood, relating to prior, persistent, and predatory sexual offenders.

HB 1879, introduced by Representatives Dixon and Flook, relating to school zones.

HB 1880, introduced by Representative Dixon, relating to the cost of imprisonment in jail in certain counties.

HB 1881, introduced by Representatives Dixon, Page and Wood, relating to escape from commitment or detention.

HB 1882, introduced by Representatives Dixon, Wildberger, Sander and Wood, relating to enhanced punishment for certain crimes.

HB 1883, introduced by Representatives Dixon, Sander and Wood, relating to misrepresentation of age by a minor to obtain liquor.

HB 1884, introduced by Representative Behnen, relating to real estate appraisers.

HB 1885, introduced by Representative Behnen, relating to real estate appraisers.

HB 1886, introduced by Representatives Wright (137), Bowman, Boykins, Walton, Portwood, Curls, Hughes, Lembke, Haywood, Marsh, Wood, Cunningham (145) and Faith, relating to tax credits for sponsors of after-school programs.

COMMUNICATIONS FROM THE SECRETARY OF THE STATE

TO THE CHIEF CLERK OF THE MISSOURI HOUSE
Stephen S. Davis
Jefferson City, MO

Sir:

I, Robin Carnahan, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 105th Legislative District in the State of Missouri, on the 7th day of February, 2006, as provided by law, the following named person was elected to the office of State of Representative, 105th Legislative District as shown by the election results certified to this office by the election authorities of the 105th Legislative District.

Name	Office
Michael R. Frame 416 Maple Hollow Trail Eureka, MO 63025	State Representative 105 th Legislative District

IN WITNESS WHEREOF, I have hereunto
set my hand and affixed the seal of my office
this 23rd day of February, 2006.

/s/ Robin Carnahan
Secretary of State

TO THE CHIEF CLERK OF THE MISSOURI HOUSE
Stephen S. Davis
Jefferson City, MO

Sir:

I, Robin Carnahan, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 132nd Legislative District in the State of Missouri, on the 7th day of February, 2006, as provided by law, the following named person was elected to the office of State Representative, 132nd Legislative District as shown by the election results certified to this office by the election authority of the 132nd Legislative District.

Name

Office

Charles Dake
1856 Lawrence 1135
Miller, MO 65707

State Representative
132nd Legislative District

IN WITNESS WHEREOF, I have hereunto
set my hand and affixed the seal of my office
this 23rd day of February, 2006.

/s/ Robin Carnahan
Secretary of State

TO THE CHIEF CLERK OF THE MISSOURI HOUSE

Stephen S. Davis
Jefferson City, MO

Sir:

I, Robin Carnahan, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 93rd Legislative District in the State of Missouri, on the 7th day of February, 2006, as provided by law, the following named person was elected to the office of State Representative, 93rd Legislative District as shown by the election results certified to this office by the election authority of the 93rd Legislative District.

Name

Office

Dwight Scharnhorst
870 Hillsboro Road
Valley Park, MO 63088

State Representative
93rd Legislative District

IN WITNESS WHEREOF, I have hereunto
set my hand and affixed the seal of my office
this 23rd day of February, 2006.

/s/ Robin Carnahan
Secretary of State

The following members' presence was noted: Bland, Hughes, Sanders Brooks and Self.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, February 28, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, February 28, 2006, 12:30 p.m. Hearing Room 1.

Possible Executive session.

Public hearing to be held on: HB 1369

BUDGET

Wednesday, March 1, 2006, 8:15 a.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1001, HB 1002, HB 1003, HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009, HB 1010, HB 1011, HB 1012, HB 1013

BUDGET

Thursday, March 2, 2006, 8:15 a.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1001, HB 1002, HB 1003, HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009, HB 1010, HB 1011, HB 1012, HB 1013

BUDGET

Friday, March 3, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1001, HB 1002, HB 1003, HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009, HB 1010, HB 1011, HB 1012, HB 1013

BUDGET

Monday, March 6, 2006, 12:00 p.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1001, HB 1002, HB 1003, HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009, HB 1010, HB 1011, HB 1012, HB 1013

CHILDREN AND FAMILIES

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 1678

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 6.

Executive session to follow.

Public hearings to be held on: HB 998, HB 1432

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 28, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1083, HB 1312, HB 1322

ELECTIONS

Tuesday, February 28, 2006, 6:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 1542, HB 1528, HB 1499

Executive session will be held on: HB 977, HB 1194

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1281, HB 1474, HB 1059

INSURANCE POLICY

Tuesday, February 28, 2006, 3:30 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1504, HB 1703, HB 1837

JUDICIARY

Tuesday, February 28, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1257, HB 1436

LOCAL GOVERNMENT

Tuesday, February 28, 2006, 3:00 p.m. Hearing Room 6.

Executive session.

LOCAL GOVERNMENT

Thursday, March 2, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1442, HB 1726

RETIREMENT

Wednesday, March 1, 2006, 6:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1128, HB 1628

RULES

Tuesday, February 28, 2006, Hearing Room 4 upon morning adjournment.

Executive session may follow.

Public hearings to be held on: HR 702, HR 673, HR 531, HR 715, HR 674

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, February 28, 2006, Hearing Room 4 upon morning adjournment.

Executive session may follow.

Public hearings to be held on: HB 1162, HCS HB 1151, HCS HB 1349, HB 994, HCS HB 1153, HCS HB 1367, HB 1058, HB 1320, HCS HB 1317, HCS HB 1366, HB 1424, HCS HB 1343, HCS HB 1306, HCS HB 1357

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, February 28, 2006, 3:00 p.m. Hearing Room 7.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1110, HB 1103, HB 1375, HB 1461, HB 1559

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Wednesday, March 1, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1511, HB 1770, HB 1769

TOURISM

Tuesday, February 28, 2006, 12:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1722, HB 1781

TRANSPORTATION

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1267, HB 1338, HB 1541

VETERANS

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1552, HB 1746

HOUSE CALENDAR

THIRTY-SECOND DAY, TUESDAY, FEBRUARY 28, 2006

HOUSE BILLS FOR SECOND READING

HB 1878 through HB 1886

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton

HOUSE BILLS FOR PERFECTION

- | | | |
|---|-------------------------------------|--------------------------------|
| 1 | HCS HB 1456 - Roark | (4 hours debate on Perfection) |
| 2 | HCS HB 1742 - Portwood | |
| 3 | HCS HB 1070 - Johnson (47) | |
| 4 | HCS HB 1145, 1359 & 1121 - Portwood | |
| 5 | HCS HB 1078 - Cunningham (145) | |
| 6 | HB 1310 - Lipke | |
| 7 | HCS HB 1380 - St. Onge | |

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(2/22/06)

- | | |
|---|----------------------------|
| 1 | HB 1688 - Johnson (47) |
| 2 | HB 1393 - Behnen |
| 3 | HB 1234 - Loehner |
| 4 | HB 1105 - Wilson (119) |
| 5 | HB 1035 - Young |
| 6 | HCS HB 1138 - Johnson (47) |

(2/24/06)

- | | |
|---|---------------------------|
| 1 | HCS HB 978 - Smith (14) |
| 2 | HB 1251 - Guest |
| 3 | HCS HB 1344 - Villa |
| 4 | HCS HB 1168 - Tilley |
| 5 | HB 1204 - Roorda |
| 6 | HCS HB 1100 - Schaaf |
| 7 | HCS HB 1232 - Smith (118) |

HOUSE BILL FOR THIRD READING

HB 1249 - Spreng

HOUSE BILLS FOR THIRD READING - CONSENT

- | | |
|---|------------------------|
| 1 | HB 1157 - Cooper (120) |
| 2 | HB 1169 - Cooper (120) |
| 3 | HB 1228 - Ruestman |
| 4 | HB 983 - Meadows |
| 5 | HB 1427 - Johnson (90) |
| 6 | HB 1118 - Dempsey |

HOUSE CONCURRENT RESOLUTION

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRTY-SECOND DAY, TUESDAY, FEBRUARY 28, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James M. Smith.

“What advantage has the worker from his toil? I have considered the task which God has appointed for men to be busied about. God has made everything beautiful in its time, and has put the timeless in our hearts without us ever discovering, from beginning to end, all of the work which God has done. I recognized that there is nothing better than to be glad and to do well during life. For every man, moreover, to eat and drink and enjoy the fruit of all his labor is a gift from God. I recognized that whatever God does will endure forever; there is no adding to it, or taking from it. Thus has God done that He may be revered.” (Ecclesiastes 3:9-14)

Eternal Father,
Who has given us all things
As an expression of Your incredible and unconditional love,
Help us to make us of this world's goods
In such a way that we give due honor to You.
Help us to enjoy the fruit of our work.
Give us peace among us;
Give us peacefulness within us.
Let Your gifts within us endure forever.
We make our prayer to You who are the beginning and the end,
Forever and ever.
Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Duri Lucille Lampe Long, Sarah Foster, Kaitlin Davis, Claire Petersen, Sarah Kirby and Elizabeth Morris.

The Journal of the thirty-first day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 834 - Representative Smith (150)
House Resolution No. 835 - Representative Muschany
House Resolution No. 836
and
House Resolution No. 837 - Representative Jetton
House Resolution No. 838 - Representative Zweifel

House Resolution No. 839 - Representative Dempsey
House Resolution No. 840 - Representative Schneider
House Resolution No. 841 - Representative Davis
House Resolution No. 842 - Representative Sutherland
House Resolution No. 843
and
House Resolution No. 844 - Representative Dempsey
House Resolution No. 845
and
House Resolution No. 846 - Representative Henke
House Resolution No. 847 - Representative Dempsey
House Resolution No. 848
through
House Resolution No. 864 - Representative Whorton
House Resolution No. 865 - Representative Lager
House Resolution No. 866
through
House Resolution No. 922 - Representative Bivins
House Resolution No. 923 - Representatives Flook and Ervin
House Resolution No. 924 - Representative Ervin
House Resolution No. 925
and
House Resolution No. 926 - Representative Nance
House Resolution No. 927 - Representative Guest
House Resolution No. 928
and
House Resolution No. 929 - Representative Munzlinger

SECOND READING OF HOUSE BILLS

HB 1878 through **HB 1886** were read the second time.

OATH OF OFFICE

Representatives-elect Dwight Scharnhorst, Michael R. Frame and Charles Dake advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Rod Jetton, Speaker of the Missouri House of Representatives.

Speaker Pro Tem Bearden assumed the Chair.

THIRD READING OF HOUSE BILLS - CONSENT

HB 1157, relating to the official state game bird, was taken up by Representative Cooper (120).

On motion of Representative Cooper (120), **HB 1157** was read the third time and passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 158	Corcoran	Cunningham 145	Curls
Dake	Darrough	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Robb	Robinson
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 006

Cunningham 86	Daus	Lembke	Roark	Roorda
Wagner				

PRESENT: 001

Oxford

ABSENT WITH LEAVE: 007

Boykins	Brown 30	Cooper 155	Harris 23	Johnson 90
Parker	Rucker			

Speaker Pro Tem Bearden declared the bill passed.

HB 1169, relating to corporate name reservations, was taken up by Representative Cooper (120).

On motion of Representative Cooper (120), **HB 1169** was read the third time and passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Rector	Richard	Roark	Robb
Robinson	Roorda	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Boykins	Brown 30	Johnson 90	Parker	Quinn
Rucker	Self			

Speaker Pro Tem Bearden declared the bill passed.

HB 1228, relating to the Missouri Women's Council, was taken up by Representative Ruestman.

Representative Lampe raised a point of order that **HB 1228** is out of order pursuant to Rule 44.

The Chair ruled the point of order untimely.

HB 1228 was laid over.

COMMITTEE REPORTS

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HR 531**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 531

WHEREAS, the members of the Missouri House of Representatives enjoy a long, proud tradition of meeting their responsibilities to the citizens of this state while upholding the virtues represented by the "Glory of Missouri": Knowledge, Liberty, Equality, Law, Justice, Fraternity, Education, Progress, Honor, Truth, Virtue, Temperance, Enterprise, and Charity; and

WHEREAS, these virtues are engraved in the House Chamber of the State Capitol with the inscription: "All the foregoing human qualities bind into one theme, the Glory of Missouri because no people attain these virtues unless they are great"; and

WHEREAS, the "Glory of Missouri" Award was created to encourage the values held by the early leaders of Missouri and to recognize those standards as exemplified in our schools and communities by this state's young people, the future of Missouri:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, hereby grant permission for the House Chamber to be used for the purpose of presenting the "Glory of Missouri" Award to the young citizens of this great state on Monday, March 27, 2006, from 12:15 p.m. to 1:30 p.m.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 673**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 673

WHEREAS, the Missouri General Assembly has a long tradition of rendering assistance to those programs aimed at developing qualities of citizenship and leadership within our youth; and

WHEREAS, the Missouri Girls State program of the American Legion Auxiliary has earned considerable recognition for its success in providing young women with a unique and valuable insight into the process of democratic government through a format of direct role-playing experience; and

WHEREAS, during June 2006, the American Legion Auxiliary, Department of Missouri, is conducting the Sixty-fourth annual session of Missouri Girls State; and

WHEREAS, an important highlight of this event is the conducting of a mock legislative session in the house Chamber at the State Capitol where participants will gather to gain a more realistic insight into official governmental and electoral proceedings:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, hereby grant the adult leaders and participants of the Sixty-fourth Session of the

Missouri Girls State permission to use the House Chamber for the purpose of conducting a mock legislative session on Tuesday, June 27, 2006, from 9:00 a.m. to 12:00 p.m.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 674**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 674

WHEREAS, the General Assembly has a long tradition of granting the use of the House of Representatives and Senate Chambers for mock legislative workshops conducted by civic organizations; and

WHEREAS, the YMCA Youth In Government Program is an educational experience in state government for high school students across the state by allowing such students to participate in mock legislative hearings and floor discussions of current issues that are of interest to high school students:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, hereby grant the YMCA Youth In Government Program use of the House Chamber and House Hearing Rooms on Thursday, November 30, 2006, through Saturday, December 2, 2006, for the YMCA Youth In Government State Convention.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 702**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 702

WHEREAS, the members of the Missouri House of Representatives deem it both proper and necessary to maintain a cooperative relationship between our state's governmental bodies and the legal system; and

WHEREAS, the General Assembly has a long tradition of granting the use of the House and Senate Chambers for the purpose of official functions:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the Missouri Bar permission to use the House Chamber for the purpose of swearing in newly-licensed members of the Missouri Bar on Friday, April 28, 2006, from 9:00 a.m. until 4:00 p.m., and on Friday, October 6, 2006, from 9:00 a.m. until 4:00 p.m.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 715**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 715

WHEREAS, the General Assembly of the State of Missouri has a long tradition of rendering assistance to worthwhile youth activities, especially those related to governmental or citizenship projects; and

WHEREAS, the Missouri Bar through Project Citizen has sought to instill values of high integrity within our youth; and

WHEREAS, the General Assembly has maintained a policy of granting such organizations permission to use the House Chamber for beneficial purposes:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-second General Assembly, hereby grant the Missouri Bar permission to use the House Chamber for the presentation of Project Citizen awards on Monday, March 6, 2006, from 1:00 p.m. until 1:30 p.m.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 994**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1151**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1153**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1162**, begs leave to report it has examined the same and recommends that it **Be Returned to Committee of Origin**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1317**, begs leave to report it has examined the same and recommends that it **Do Pass Not Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1320**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1343**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1349**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1357**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1366**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1367**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1424**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Committee on Job Creation and Economic Development, Chairman Richard reporting:

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HB 1521**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1532**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

ADVANCEMENT OF CONSENT BILLS

Pursuant to Rule 44(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 1688, HB 1393, HB 1234, HB 1105, HB 1035 and HCS HB 1138.**

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1887, introduced by Representative Jackson, relating to resisting or interfering with arrest.

HB 1888, introduced by Representative Jackson, relating to income tax credits for hiring veterans of the global war on terrorism.

HB 1889, introduced by Representative St. Onge, relating to motor vehicles.

HB 1890, introduced by Representatives Myers, Lager, Whorton, Hobbs, Chinn and Sander, relating to fuel ethanol and qualified biodiesel producer funds.

HB 1891, introduced by Representative Dethrow, relating to motor vehicle registrations.

HB 1892, introduced by Representative Dethrow, relating to watercraft.

HB 1893, introduced by Representatives Dethrow and Parson, relating to a charge for sheriff's services rendered in criminal cases.

HB 1894, introduced by Representative Scharnhorst, relating to sexual offenders.

HB 1895, introduced by Representatives Wasson, Viebrock, Dethrow, Wilson (119), Wells, Denison, Kratky, Day, Roark, Ruestman, Wallace, Kelly, Dixon, Chinn, Sater, Weter, Dusenberger, Fisher, Wright (159), Wilson (130), Jackson, Emery, Cunningham (145), Sander, Wood, Whorton, Schad, Loehner, Pollock, Smith (150), May, Cooper (120), Black, Hobbs, Bean, Richard, Portwood, Franz, Marsh, Stevenson, Hunter, Kuessner, Smith (118), Munzlinger, Kingery, Nolte, Schlottach and Sutherland, relating to stealing livestock.

HB 1896, introduced by Representative Sater, relating to orders of protection.

HB 1897, introduced by Representative Walton, relating to the use and disclosure of Social Security numbers.

HB 1898, introduced by Representative St. Onge, relating to the state highways and transportation commission's authority to convey or exchange excess real property.

HB 1899, introduced by Representative Deeken, relating to bicycle lanes.

HB 1900, introduced by Representative Dempsey, relating to campaign finance.

HB 1901, introduced by Representative Muschany, relating to approval of economic development.

HB 1902, introduced by Representative Flook, relating to workers' compensation law.

HB 1903, introduced by Representative Flook, relating to health insurance coverage for emergency treatment.

HB 1904, introduced by Representative Threlkeld, relating to co-payments for prescription drugs.

HB 1905, introduced by Representatives Jetton, Bearden, Bruns, Kraus, Pearce, Avery, Richard, Weter, Day, Wright (159), Fisher, Deeken, Fraser, Fares, Wilson (119), Faith, Whorton, Meadows, Dixon, Yaeger, Schneider, Wildberger, Wallace, Wilson (130), Cooper (158), Oxford, Myers, Robinson, Flook, Darrough, Storch, Moore, El-Amin, Sander, Dethrow, Boykins, Dusenberg, Page, Cunningham (86), Munzlinger, Scharnhorst, Rupp, Tilley, Robb, Behnen, Guest, Sater, Lembke, Silvey, Nance, Quinn, Jackson, Smith (150), Threlkeld, Schlottach, Schad, Jones, Sutherland, Nieves, McGhee, Smith (118), Bivins, St. Onge, Nolte, Wright (137), Black, Wood and Cooper (120), relating to supplemental food stamp assistance.

COMMITTEE CHANGES

The Speaker submitted the following committee changes:

Representative Quinn is no longer a member of the Budget Committee.

Representative Self has been appointed a member of the Budget Committee.

The following member's presence was noted: Boykins.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, March 1, 2006.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Thirty-first Day, Monday, February 27, 2006, Page 340, Line 6, by deleting all of said line and inserting in lieu thereof the following:

HB 1561 - Transportation

HB 1572 - Professional Registration and Licensing

COMMITTEE MEETINGS

BUDGET

Wednesday, March 1, 2006, 8:15 a.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1001, HB 1002, HB 1003, HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009, HB 1010, HB 1011, HB 1012, HB 1013

BUDGET

Thursday, March 2, 2006, 8:15 a.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1001, HB 1002, HB 1003, HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009, HB 1010, HB 1011, HB 1012, HB 1013

BUDGET

Friday, March 3, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1001, HB 1002, HB 1003, HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009, HB 1010, HB 1011, HB 1012, HB 1013

BUDGET

Monday, March 6, 2006, 12:00 p.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1001, HB 1002, HB 1003, HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009, HB 1010, HB 1011, HB 1012, HB 1013

CHILDREN AND FAMILIES

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 1678

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 1, 2006, 6:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 1761

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 6.

Executive session to follow.

Public hearings to be held on: HB 998, HB 1432

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1281, HB 1474, HB 1059

FISCAL REVIEW

Wednesday, March 1, 2006, 2:30 p.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HB 1249

HEALTH CARE POLICY

Thursday, March 2, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1732, HB 1099, HB 1687, HB 1444

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, March 1, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1782, HB 1412, HB 1286, HB 1697

LOCAL GOVERNMENT

Thursday, March 2, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1442, HB 1726

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 1, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session. AMENDED

Public hearings to be held on: HB 1150, HB 1655, HB 1656, HB 1657, HB 1658, HB 1659, HB 1660, HB 1661, HB 1662, HB 1663, HB 1664, HB 1665, HB 1666, HB 1667, HB 1668, HB 1669, HB 1670, HB 1759, HB 1760
Executive session will be held on: HB 1339, HB 1392

RETIREMENT

Wednesday, March 1, 2006, 6:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1128, HB 1628

SMALL BUSINESS

Wednesday, March 1, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HB 1827

SPECIAL COMMITTEE ON GENERAL LAWS

Thursday, March 2, 2006, 9:45 a.m. Side gallery.

Executive session will be held on: HB 1110, HB 1103, HB 1375, HB 1461, HB 1559

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Wednesday, March 1, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1511, HB 1770, HB 1769

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Thursday, March 2, 2006, House Gallery south side upon morning adjournment.

Executive session.

TRANSPORTATION

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1267, HB 1338, HB 1541

UTILITIES

Wednesday, March 1, 2006, Hearing Room 5 upon morning adjournment.

Executive session may follow.

Public hearings to be held on: HB 1728, HB 1548, HB 1603

VETERANS

Wednesday, March 1, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1552, HB 1746

WAYS AND MEANS

Wednesday, March 1, 2006, 6:00 p.m. Hearing Room 5.

Possible Executive session.

Public hearings to be held on: HB 1440, HB 1081

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, March 1, 2006, 12:00 p.m. House Lounge.

Executive session.

HOUSE CALENDAR

THIRTY-THIRD DAY, WEDNESDAY, MARCH 1, 2006

HOUSE BILLS FOR SECOND READING

HB 1887 through HB 1905

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1456 - Roark (4 hours debate on Perfection)
- 2 HCS HB 1742 - Portwood
- 3 HCS HB 1070 - Johnson (47)
- 4 HCS HB 1145, 1359 & 1121 - Portwood
- 5 HCS HB 1078 - Cunningham (145)
- 6 HB 1310 - Lipke
- 7 HCS HB 1380 - St. Onge
- 8 HCS HB 1485 - Icet
- 9 HCS HB 1026 - Rucker
- 10 HB 1302 - Cooper (155)
- 11 HCS HB 1305 - Smith (118)

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(2/24/06)

- 1 HCS HB 978 - Smith (14)
- 2 HB 1251 - Guest
- 3 HCS HB 1344 - Villa
- 4 HCS HB 1168 - Tilley
- 5 HB 1204 - Roorda
- 6 HCS HB 1100 - Schaaf
- 7 HCS HB 1232 - Smith (118)

(3/01/06)

- 1 HCS HB 1153 - Emery
- 2 HB 1320 - Lipke
- 3 HCS HB 1343 - Munzlinger
- 4 HCS HB 1357 - Johnson (47)
- 5 HCS HB 1366 - Robinson
- 6 HCS HB 1367 - Hobbs
- 7 HB 1424 - Franz

HOUSE BILL FOR THIRD READING

HB 1249, (Fiscal Review 2-28-06) - Spreng

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1228 - Ruestman
- 2 HB 983 - Meadows
- 3 HB 1427 - Johnson (90)
- 4 HB 1118 - Dempsey
- 5 HB 1688 - Johnson (47)
- 6 HB 1393 - Behnen
- 7 HB 1234 - Loehner
- 8 HB 1105 - Wilson (119)
- 9 HB 1035 - Young
- 10 HCS HB 1138 - Johnson (47)

HOUSE CONCURRENT RESOLUTION

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRTY-THIRD DAY, WEDNESDAY, MARCH 1, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

O Lord, who can put into words and tell all Your mighty deeds? Who can show forth all the praise [that is due You]?

We lift our eyes to You this morning, depending wholeheartedly on Your sense of purpose, receiving Your favor and amazed at Your patience.

When the days become long and we grow weary to the point of exhaustion: loaded with burdens You never intended us to bear; bending beneath its weight, You alone cause us to cease from our labor, You take away our burdens and refresh us with rest.

Though we don't always get it right, though we don't always agree on the proper course, may our purest motive be to please You and to leave this state in better condition than when we first began.

May the Lord, Who loved us and, in Your special favor, gave us everlasting comfort and good hope, comfort our hearts and give us strength in every good thing we do and say.

We ask these things in the name of Your Son. Amen and amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Chelsey Jones, Kammy Miller, Edvija Jahic, Tyler Miller, Hayley Creech, Avery Loring, Meaghann Penglis, Miranda Crane, Audra Gilstrap, Camille Hackamack, Emily Haines, Emily Richards, Caleb Alberts, Benjamin Dunn, Adam Hayes, Matthew Norman, Daniel Ouellette, Laura Percival, Javon Clark, Brandon Frank, Danielle Signaigo, Elizabeth Stenberg, Martha Roth, Vincent Vance, Christianna Hudson, Christina Burton, Rae Graupman, Kole Berrey, Zane Crigler, Brooke Hunt, Tiffanie Toles, Amber Dry, Lawrence Patterson, Mersades Johnson and Mindy Behlmann.

The Journal of the thirty-second day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 930 - Representative Dougherty
House Resolution No. 931
and
House Resolution No. 932 - Representative Casey
House Resolution No. 933 - Representative Smith (150)
House Resolution No. 934 - Representatives Marsh and Moore
House Resolution No. 935 - Representative Smith (118)
House Resolution No. 936
and
House Resolution No. 937 - Representative Chinn
House Resolution No. 938 - Representative Smith (118)
House Resolution No. 939 - Representative Lipke
House Resolution No. 940 - Representative Cooper (120)
House Resolution No. 941 - Representative Frame
House Resolution No. 942 - Representative Wilson (119)
House Resolution No. 943
through
House Resolution No. 957 - Representative Hobbs
House Resolution No. 958
and
House Resolution No. 959 - Representative Sater
House Resolution No. 960 - Representative Wildberger
House Resolution No. 961 - Representative Haywood
House Resolution No. 962 - Representative Dethrow
House Resolution No. 963 - Representative George
House Resolution No. 964 - Representative Brown (30)
House Resolution No. 965 - Representative Swinger
House Resolution No. 966 - Representative Sanders Brooks
House Resolution No. 967
through
House Resolution No. 980 - Representative Schad
House Resolution No. 981
and
House Resolution No. 982 - Representative Bruns

HOUSE CONCURRENT RESOLUTION

Representative Dixon, et al., offered House Concurrent Resolution No. 26.

SECOND READING OF HOUSE BILLS

HB 1887 through **HB 1905** were read the second time.

PERFECTION OF HOUSE BILLS

HCS HB 1742, relating to disabled employees’ medical assistance, was taken up by Representative Portwood.

Representative Baker (25) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1742, Page 2, Section 208.146, Line 30, by deleting “two thousand five hundred” and by inserting in lieu thereof the following: “five thousand”.

On motion of Representative Baker (25), **House Amendment No. 1** was adopted by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bean
Bearden	Behnen	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Haskins	Hubbard	Hughes
Hunter	Icet	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 30
SelfDaus
Tilley

Jackson

Parker

Rucker

Speaker Pro Tem Bearden assumed the Chair.

Representative Meiners offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1742, Page 2, Section 208.146, Line 33, by deleting “two thousand five hundred” and by inserting in lieu thereof the following: “five thousand”.

On motion of Representative Meiners, **House Amendment No. 2** was adopted.

Representative Chappelle-Nadal offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1742, Pages 2 and 3, Section 208.146, Lines 48-62, by deleting all of said lines and replacing with “this section. Such premium shall be four percent of such person’s gross income.”.

Representative Chappelle-Nadal moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 076

Aull	Baker 25	Behnen	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Donnelly	Dougherty	El-Amin
Faith	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kraus	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Nance
Nolte	Oxford	Page	Robinson	Roorda
Rupp	Salva	Scharnhorst	Schneider	Schoemehl
Shoemyer	Silvey	Skaggs	Smith 150	Spreng
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wood	Wright 159	Wright-Jones	Yaeger	Young
Zweifel				

NOES: 082

Avery	Baker 123	Bean	Bearden	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Icet	Jackson	Johnson 47	Jones	Kelly

Kingery	Lager	Lembke	Lipke	Loehner
Marsh	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nieves	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Sander	Sater	Schaaf	Schad	Schlottach
Self	Smith 14	Smith 118	Stevenson	St. Onge
Sutherland	Threlkeld	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wright 137
Yates	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 005

Brown 30	Daus	Parker	Rucker	Tilley
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Representative Baker (25) offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1742, Page 2, Section 208.146, Line 13, by deleting the words “two hundred fifty” and replacing with the words “three hundred”.

Representative Baker (25) moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 074

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chinn	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Donnelly	Dougherty	El-Amin
Faith	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kraus	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Nance
Nolte	Oxford	Page	Robinson	Roorda
Rupp	Salva	Scharnhorst	Schneider	Schoemehl
Shoemyer	Silvey	Skaggs	Smith 150	Spreng
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

NOES: 082

Avery	Baker 123	Bean	Bearden	Behnen
Bivins	Black	Bruns	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hunter	Ice
Jackson	Johnson 47	Jones	Kelly	Kingery
Lager	Lembke	Lipke	Loehner	Marsh

May	McGhee	Moore	Munzlinger	Muschany
Myers	Nieves	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Sater	Schaaf	Schad	Schlottach	Self
Smith 14	Smith 118	Stevenson	St. Onge	Sutherland
Threlkeld	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates			

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 30	Cunningham 86	Daus	Parker	Rucker
Tilley	Mr Speaker			

On motion of Representative Portwood, **HCS HB 1742, as amended**, was adopted.

On motion of Representative Portwood, **HCS HB 1742, as amended**, was ordered perfected and printed.

HCS HB 1070, relating to tax increment financing, was taken up by Representative Johnson (47).

HCS HB 1070 was laid over.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1529 - Elections
HB 1573 - Elections
HB 1617 - Conservation and Natural Resources
HB 1623 - Transportation
HB 1625 - Special Committee on General Laws
HB 1629 - Job Creation and Economic Development
HB 1630 - Crime Prevention and Public Safety
HB 1636 - Children and Families
HB 1648 - Judiciary
HB 1652 - Judiciary
HB 1653 - Children and Families
HB 1674 - Transportation
HB 1679 - Crime Prevention and Public Safety
HB 1682 - Workforce Development and Workplace Safety
HB 1689 - Local Government
HB 1690 - Elementary and Secondary Education
HB 1692 - Ways and Means
HB 1694 - Retirement
HB 1695 - Crime Prevention and Public Safety

HB 1696 - Judiciary
HB 1699 - Insurance Policy
HB 1701 - Judiciary
HB 1707 - Local Government
HB 1708 - Crime Prevention and Public Safety
HB 1710 - Local Government
HB 1711 - Local Government
HB 1720 - Conservation and Natural Resources
HB 1723 - Special Committee on Energy and Environment
HB 1729 - Crime Prevention and Public Safety
HB 1736 - Workforce Development and Workplace Safety
HB 1747 - Insurance Policy
HB 1748 - Local Government
HB 1749 - Special Committee on Agri-Business
HB 1750 - Elementary and Secondary Education
HB 1751 - Special Committee on General Laws
HB 1754 - Special Committee on Student Achievement and Finance
HB 1763 - Insurance Policy
HB 1765 - Elections
HB 1768 - Children and Families
HB 1784 - Crime Prevention and Public Safety
HB 1785 - Judiciary
HB 1787 - Job Creation and Economic Development
HB 1790 - Conservation and Natural Resources
HB 1798 - Local Government
HB 1800 - Ways and Means
HB 1806 - Financial Institutions
HB 1807 - Judiciary
HB 1808 - Senior Citizen Advocacy
HB 1809 - Elementary and Secondary Education
HB 1812 - Ways and Means
HB 1826 - Judiciary
HB 1894 - Special Committee on Student Achievement and Finance

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Myers reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1270** and **HB 1027**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1333**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Corrections and Public Institutions, Chairman Kelly reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 998**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1432**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Insurance Policy, Chairman Yates reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1101**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1030**, **HB 1033**, **HB 1146**, **HB 1225** and **HB 1326**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Tourism, Chairman Marsh reporting:

Mr. Speaker: Your Committee on Tourism, to which was referred **HB 1722**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Utilities, Chairman Rector reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1632**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Workforce Development and Workplace Safety, Chairman Hunter reporting:

Mr. Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **HB 1498**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1906, introduced by Representative Viebrock, relating to costs in criminal cases.

HB 1907, introduced by Representatives Darrough, Johnson (90), Roorda, Brown (50), Chappelle-Nadal, Meadows, Casey, Oxford, Salva, Spreng, Day, Yaeger, Rucker, Kuessner, Whorton, Wildberger, Weter, Zweifel, Corcoran, Harris (110), McGhee, Moore, Walsh, Munzlinger, Dusenberg, Wood, Storch, Harris (23), Dempsey, Smith (14), LeVota, Skaggs, Schoemehl and Lipke, relating to a highway designation.

HB 1908, introduced by Representatives Bogetto, Boykins, Schoemehl, Page, Brown (50), Baker (25), Sanders Brooks and Low (39), relating to prohibiting the sale of inappropriately colored firearms.

HB 1909, introduced by Representatives Burnett, Yaeger, Stevenson, Spreng and Walton, relating to debt-management services.

HB 1910, introduced by Representatives Fisher, Hunter, Dethrow and Roark, relating to public contracts.

HB 1911, introduced by Representatives Avery, Pratt, Lembke, Moore, McGhee and Roorda, relating to additional powers of the director of finance.

HB 1912, introduced by Representatives Salva and Wildberger, relating to use and occupancy restrictions for structures on lands and waters of certain hydroelectric projects.

HB 1913, introduced by Representative Chappelle-Nadal, relating to workplace violence.

HB 1914, introduced by Representatives Bruns, Deeken and Skaggs, relating to state employee retirement.

HB 1915, introduced by Representatives Bruns, Deeken and Skaggs, relating to public retirement systems.

HB 1916, introduced by Representatives Bruns, Deeken and Skaggs, relating to public retirement systems.

COMMUNICATION

March 1, 2006

Mr. Steve Davis, Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

Dear Chief Davis:

This letter is to advise you that my employment is as an attorney in the law firm of Law Offices of Nathan Cooper. I am the principal of the firm.

My firm represents numerous clients. However, none of these clients (to my knowledge) has any interest in any legislation before the Missouri General Assembly. The representations exist in several states and change rapidly, so the identification of each attorney/client relationship cannot be specific.

To the extent that a particular piece of legislation directly impacts any entity, that I know to be a client of the firm, in a manner different than it impacts other similarly situated entities in that industry, I will abstain from voting on the proposal.

Should you have any questions, please feel to contact me.

Sincerely,

/s/ Nathan D. Cooper
State Representative
District 158

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, March 2, 2006.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Thirty-second Day, Tuesday, February 28, 2006, Page 352, Line 3, by inserting immediately after said line the following:

REFERRAL OF HOUSE BILL

The following House Bill was referred to the committee indicated:

HB 1249 - Fiscal Review (Fiscal Note)

COMMITTEE MEETINGS

BUDGET

Thursday, March 2, 2006, 8:15 a.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1001, HB 1002, HB 1003,
HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009,
HB 1010, HB 1011, HB 1012, HB 1013

BUDGET

Friday, March 3, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1001, HB 1002, HB 1003, HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009, HB 1010, HB 1011, HB 1012, HB 1013

BUDGET

Monday, March 6, 2006, 12:00 p.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1001, HB 1002, HB 1003, HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009, HB 1010, HB 1011, HB 1012, HB 1013

HEALTH CARE POLICY

Thursday, March 2, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1732, HB 1099, HB 1687, HB 1444

LOCAL GOVERNMENT

Thursday, March 2, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1442, HB 1726

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, March 2, 2006, Hearing Room 1 one hour after morning adjournment.

Public hearings to be held on: HCS HB 1275, HCS HB 974, HB 984, HB 1491, HCS HB 1532, HB 1521, HCS HB 1270 & 1027

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, March 7, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1149, HB 1535, HB 1384

SPECIAL COMMITTEE ON GENERAL LAWS

Thursday, March 2, 2006, 9:45 a.m. Side gallery.

Executive session will be held on: HB 1110, HB 1103, HB 1375, HB 1461, HB 1559

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Thursday, March 2, 2006, 9:00 a.m. Hearing Room 5.

Executive session. AMENDED

HOUSE CALENDAR

THIRTY-FOURTH DAY, THURSDAY, MARCH 2, 2006

HOUSE BILLS FOR SECOND READING

HB 1906 through HB 1916

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1456 - Roark (4 hours debate on Perfection)
- 2 HCS HB 1070 - Johnson (47)
- 3 HCS HB 1145, 1359 & 1121 - Portwood
- 4 HCS HB 1078 - Cunningham (145)
- 5 HB 1310 - Lipke
- 6 HCS HB 1380 - St. Onge
- 7 HCS HB 1485 - Icet
- 8 HCS HB 1026 - Rucker
- 9 HB 1302 - Cooper (155)
- 10 HCS HB 1305 - Smith (118)
- 11 HB 994 - Dusenberg
- 12 HCS HB 1151 - Cunningham (86)
- 13 HCS HB 1317 - Lipke
- 14 HCS HB 1349 - Loehner

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(2/24/06)

- 1 HCS HB 978 - Smith (14)
- 2 HB 1251 - Guest
- 3 HCS HB 1344 - Villa
- 4 HCS HB 1168 - Tilley
- 5 HB 1204 - Roorda
- 6 HCS HB 1100 - Schaaf
- 7 HCS HB 1232 - Smith (118)

(3/01/06)

- 1 HCS HB 1153 - Emery
- 2 HB 1320 - Lipke
- 3 HCS HB 1343 - Munzlinger
- 4 HCS HB 1357 - Johnson (47)
- 5 HCS HB 1366 - Robinson
- 6 HCS HB 1367 - Hobbs
- 7 HB 1424 - Franz

HOUSE BILLS FOR THIRD READING

- 1 HB 1249, (Fiscal Review 2-28-06) - Spreng
- 2 HCS HB 1742, E.C. - Portwood

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1228 - Ruestman
- 2 HB 983 - Meadows
- 3 HB 1427 - Johnson (90)
- 4 HB 1118 - Dempsey
- 5 HB 1688 - Johnson (47)
- 6 HB 1393 - Behnen
- 7 HB 1234 - Loehner
- 8 HB 1105 - Wilson (119)
- 9 HB 1035 - Young
- 10 HCS HB 1138 - Johnson (47)

HOUSE CONCURRENT RESOLUTION

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRTY-FOURTH DAY, THURSDAY, MARCH 2, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

“The fear of the Lord is the beginning of wisdom;
Prudent are all who live by it.
His praise endures forever.”
(Psalm 111:10)

Almighty God, important and emotion-charged topics have been and are swirling around us these days. Stir in us enough fear of You and reverence for You that we are slow to speak, lest we take positions that offend You and contradict Your Holy will.

In our study of the issues before us, give us the ability to discern what is right and what is true, what merits top priority and what is of lesser merit. In dialogue and debate, give us judgment to distinguish right from wrong, truth from error, wisdom from that which is less than wise.

Preserve in us throughout this day the healthy “fear of the Lord”, that will allow us to show wisdom.

We adore and honor You, Almighty God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Samanta Warden, Liz Kothe-Sharp, Marissa Sieckmann, Carter Jeffery, Morgan Ashlee McAdams and Grant Franklin.

The Journal of the thirty-third day was approved as printed.

HOUSE CONCURRENT RESOLUTION

Representative Fraser offered House Concurrent Resolution No. 29.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 983 - Representative Stevenson
House Resolution No. 984 - Representative Casey

- House Resolution No. 985 - Representative Cooper (158)
- House Resolution No. 986 - Representative Nolte
- House Resolution No. 987 - Representatives Roorda and Meadows
- House Resolution No. 988 - Representatives Lipke and Cooper (158)
- House Resolution No. 989
through
- House Resolution No. 992 - Representative Lipke
- House Resolution No. 993
and
- House Resolution No. 994 - Representative Cunningham (145)
- House Resolution No. 995 - Representative Bean
- House Resolution No. 996 - Representative Wilson (119)
- House Resolution No. 997 - Representative Bringer
- House Resolution No. 998 - Representative Baker (123)
- House Resolution No. 999 - Representative Witte
- House Resolution No. 1000 - Representatives Schaaf and Lager
- House Resolution No. 1001
and
- House Resolution No. 1002 - Representatives Harris (110) and Kuessner
- House Resolution No. 1003 - Representative Weter
- House Resolution No. 1004 - Representative Kratky
- House Resolution No. 1005
through
- House Resolution No. 1018 - Representative Whorton
- House Resolution No. 1019 - Representative Meadows, et al.
- House Resolution No. 1020 - Representative Bland
- House Resolution No. 1021 - Representative Brown (30)
- House Resolution No. 1022 - Representatives Schad and Self
- House Resolution No. 1023
and
- House Resolution No. 1024 - Representative Lipke
- House Resolution No. 1025 - Representative Sander

SECOND READING OF HOUSE BILLS

HB 1906 through **HB 1916** were read the second time.

SPECIAL RECOGNITION

The El Dorado Springs High School Bulldogs were introduced by Representative Parson and recognized for attaining the 2005 Class 2 Volleyball State Championship.

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1249** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

THIRD READING OF HOUSE BILL

HB 1249, relating to sales and use tax exemption, was taken up by Representative Spreng.

On motion of Representative Spreng, **HB 1249** was read the third time and passed by the following vote:

AYES: 152

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Rector
Richard	Roark	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Viebrock
Villa	Vogt	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 001

Robb

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Brown 30	Day	Faith	Jones
Meadows	Quinn	Rucker	Tilley	Wagner

Speaker Pro Tem Bearden declared the bill passed.

THIRD READING OF HOUSE BILLS - CONSENT

HB 1688, relating to economic activity tax revenues, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HB 1688** was read the third time and passed by the following vote:

AYES: 136

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bowman
Boykins	Brooks	Brown 50	Bruns	Burnett
Casey	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Daus	Davis
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Fares	Fisher
Flook	Franz	Fraser	George	Guest
Harris 23	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Kelly
Kingery	Kratky	Kraus	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Rector	Richard	Roark
Robb	Robinson	Roorda	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Sutherland	Threlkeld
Viebrock	Villa	Vogt	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Mr Speaker				

NOES: 015

Bogetto	Bringer	Chinn	Chappelle-Nadal	Dake
Darrough	Donnelly	Frame	Harris 110	Kuessner
Shoemyer	Storch	Swinger	Witte	Zweifel

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 011

Avery	Brown 30	Day	Dougherty	Faith
Jones	Meadows	Quinn	Rucker	Tilley
Wagner				

Speaker Pro Tem Bearden declared the bill passed.

HB 1393, relating to the State Highway Patrol, was taken up by Representative Behnen.

On motion of Representative Behnen, **HB 1393** was read the third time and passed by the following vote:

AYES: 150

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Viebrock	Villa
Vogt	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Avery	Brown 30	Day	Faith	Hughes
Jones	Meadows	Quinn	Rucker	Schoemehl
Tilley	Wagner	Wood		

Speaker Pro Tem Bearden declared the bill passed.

HB 1234, relating to the nursing student loan repayment program, was taken up by Representative Loehner.

On motion of Representative Loehner, **HB 1234** was read the third time and passed by the following vote:

AYES: 150

Aull	Baker 25	Baker 123	Bean	Bearden
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	Storch
Sutherland	Swinger	Threlkeld	Viebrock	Villa
Vogt	Wallace	Walsh	Walton	Wasson
Wells	Weter	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 002

St. Onge	Whorton
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ABSENT WITH LEAVE: 011

Avery	Behnen	Brown 30	Day	Faith
Jones	Meadows	Quinn	Rucker	Tilley
Wagner				

Speaker Pro Tem Bearden declared the bill passed.

HB 1105, relating to driver's license renewal, was taken up by Representative Wilson (119).

On motion of Representative Wilson (119), **HB 1105** was read the third time and passed by the following vote:

AYES: 153

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Rector
Richard	Roark	Robb	Robinson	Roorda
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Viebrock	Villa	Vogt	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery
Meadows

Brown 30
Quinn

Day
Rucker

Faith
Tilley

Jones
Wagner

Speaker Pro Tem Bearden declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 21 - Higher Education

HCR 23 - Special Committee on Student Achievement and Finance

HCR 25 - Job Creation and Economic Development

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1742 - Fiscal Review (Fiscal Note)

HB 1508 - Crime Prevention and Public Safety

HB 1509 - Crime Prevention and Public Safety

HB 1534 - Health Care Policy

HB 1634 - Transportation

HB 1640 - Transportation

HB 1642 - Special Committee on General Laws

HB 1651 - Insurance Policy

HB 1716 - Local Government

HB 1745 - Financial Institutions

HB 1753 - Special Committee on Energy and Environment

HB 1766 - Crime Prevention and Public Safety

HB 1772 - Transportation

HB 1776 - Transportation

HB 1821 - Health Care Policy

HB 1822 - Crime Prevention and Public Safety

HB 1830 - Crime Prevention and Public Safety

HB 1833 - Tourism

HB 1834 - Elementary and Secondary Education

HB 1849 - Judiciary

HB 1857 - Crime Prevention and Public Safety

HB 1858 - Crime Prevention and Public Safety

HB 1859 - Job Creation and Economic Development

HB 1862 - Crime Prevention and Public Safety

HB 1864 - Higher Education

HB 1865 - Special Committee on Student Achievement and Finance

HB 1873 - Senior Citizen Advocacy

HB 1874 - Health Care Policy

HB 1895 - Agriculture Policy

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Myers reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1739**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Children and Families, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1075**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Health Care Policy, Chairman Cooper (155) reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HCR 4**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 4

Relating to recognition of autism awareness day and autism awareness month.

WHEREAS, it is estimated that more the 1.5 million Americans live with some form of autism, including more than 100,000 children served under the federal Individuals with Disabilities Education Act (IDEA); and

WHEREAS, the Missouri Department of Elementary and Secondary Education recently identified 3,393 children between the ages of 3 and 21 as autistic, an increase of 1,000% from the 294 children identified in 1991; and

WHEREAS, the increase in autism spectrum disorder's prevalence across the entire United States is an urgent public health concern, with the frequency of autism spectrum disorders now surpassing that of all types of cancer combined; and

WHEREAS, while autism is not a curable disorder, recent studies have shown that early intervention can have dramatic results for children which allows them to enjoy a productive and independent life; and

WHEREAS, because many insurance companies and government assistance does not fully cover the costs of services associated with autism, many families are spending in excess of \$70,000 a year for services for their children; and

WHEREAS, during the month of April the autism community around the United States will be involved in many activities to increase awareness of autism:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby:

(1) Recognize April twenty-seventh of each year as "Autism Awareness Day" and the month of April each year as "Autism Awareness Month" in Missouri;

(2) Recognize and commend the parents and relatives of children with autism for their sacrifice and dedication in providing for the special needs of children with autism and for absorbing significant financial costs for specialized education and support services;

(3) Stress the need to begin early intervention services soon after an individual has been diagnosed with autism, noting that early intervention strategies are the primary therapeutic options for individuals with autism and early intervention significantly improves outcomes for individuals with autism and can reduce the level of funding and services needed later in life;

(4) Recognize the shortage of appropriately trained teachers who have the skills and support necessary to teach, assist, and respond to special needs students, including those students with autism; and

(5) Recognize the importance of worker training programs that meet the needs of developmentally disabled individuals, including those individuals with autism, and note that individuals with autism can be and are productive members of the workforce if they are given appropriate support, training, and early intervention services; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1222**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1245**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1358**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1437**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1601**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1687**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1732**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Small Business, Chairman Ervin reporting:

Mr. Speaker: Your Committee on Small Business, to which was referred **HB 1827**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on General Laws, Chairman Roark reporting:

Mr. Speaker: Your Special Committee on General Laws, to which was referred **HB 1461**, **HB 1375**, **HB 1110** and **HB 1103**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on General Laws, to which was referred **HB 1559**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Student Achievement and Finance, Chairman Baker (123) reporting:

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **HB 1273** and **HB 1136**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 974**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 984**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1058**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1071**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1270 & 1027**, begs leave to report it has examined the same and recommends that it **Be Returned to Committee of Origin**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1275**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1306**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1491**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1521**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1532**, begs leave to report it has examined the same and recommends that it **Do Pass**.

ADVANCEMENT OF CONSENT BILLS

Pursuant to Rule 44(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HCS HB 978, HB 1251, HCS HB 1344, HCS HB 1168, HB 1204, HCS HB 1100 and HCS HB 1232.**

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 27, introduced by Representatives Burnett, Behnen, Dougherty, Page, Portwood, Wasson, Yaeger and Schoemehl, relating to the Susan G. Komen Breast Cancer 3-Day Walk.

HCR 28, introduced by Representatives Fraser, Oxford, Chappelle-Nadal, Bogetto, Wright-Jones, Harris (110), Lampe, Curls, Dougherty, Lowe (44), Bowman, Low (39), Villa, Johnson (90), Meadows, El-Amin, Wildberger, Daus, Sanders Brooks, Baker (25), Donnelly, Haywood and Whorton, relating to the ratification of the Equal Rights Amendment to the United States Constitution.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 51, introduced by Representative Cooper (158), relating to state court jurisdiction.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1917, introduced by Representatives Lampe, Harris (110), Yaeger, Boykins, Oxford and McGhee, relating to child care.

HB 1918, introduced by Representatives Parson, Schad, Smith (150), Smith (118), Viebrock, Wallace, Ervin, Black, Fisher, St. Onge, Threlkeld, Munzlinger, Johnson (47), Jones, Pollock, Muschany, Dethrow, Pearce, Hunter, Quinn, Jetton, Roorda, Flook, Lipke, Cooper (158), Lembke, Stevenson, Emery, Rector, Nieves, Cooper (120), Self, Wasson, Richard, Pratt, Hobbs, Oxford, Witte, Bowman, Hoskins, Bland, Donnelly, Shoemyer, Villa, Kraus, Schlottach, Faith, Denison, Wells, Wilson (130), Spreng, Deeken, Kelly, Weter, Wright (159), Bearden, Smith (14), Kuessner, Skaggs, Franz, Wilson (119), Wood, Wright (137), Lampe, Casey, Frame, Dake, Walton, Wildberger, Bringer, Brown (50), Schoemehl, Bogetto, Corcoran, Baker (25), Henke, Johnson (90), Kratky, Swinger, Bean, Jackson, Kingery, Myers, Guest, Dempsey, Low (39), Chappelle-Nadal, Cunningham (145), Chinn, Nolte, Whorton, Bruns, Meiners, Silvey, Nance, McGhee, Sanders Brooks and Curls, relating to proof of lawful presence for renewal of drivers' licenses.

HB 1919, introduced by Representative Cooper (158), relating to public assistance recipients.

HB 1920, introduced by Representative Cooper (158), relating to exempting certain individuals from proving lawful presence in order to obtain a driver's license.

HB 1921, introduced by Representative Cooper (158), relating to collection of delinquent taxes.

HB 1922, introduced by Representative Bringer, relating to school aid.

HB 1923, introduced by Representative Bringer, relating to exempting certain individuals from proving lawful presence in order to obtain a driver's license.

HB 1924, introduced by Representatives Jones, Roorda and Parson, relating to peace officer training.

HB 1925, introduced by Representatives Bruns and Wildberger, relating to prohibiting burning in certain circumstances.

HB 1926, introduced by Representatives Rupp and Yates, relating to insurance company investments.

HB 1927, introduced by Representative Rupp, relating to illegal aliens.

HB 1928, introduced by Representatives Ervin, Richard, Kratky and Dempsey, relating to small businesses.

HB 1929, introduced by Representatives Munzlinger, Fisher, McGhee, Chinn, Hobbs, Parson, Sander and Hunter, relating to the prevailing wage.

HB 1930, introduced by Representatives Hubbard, El-Amin, Villa and Storch, relating to collection of delinquent taxes.

HB 1931, introduced by Representatives Casey, Roorda, Meadows, Harris (110), Frame, Johnson (90) and Wagner, relating to county library subdistricts.

HB 1932, introduced by Representatives Boykins, Wright-Jones, Sanders Brooks, Bowman, Storch, Walton, Bland, Johnson (61), Hughes and Curls, relating to the Missouri teacher certification incentive program.

HB 1933, introduced by Representatives Bearden, Jetton, Icet, Dempsey and Ruestman, relating to a standardized opening date for all public schools.

HB 1934, introduced by Representatives Bearden, Cunningham (86), Sutherland, Ruestman, Hunter, Dempsey, Hoskins, Jetton, Icet, Cooper (120) and Hubbard, relating to compensation of school administrators.

HB 1935, introduced by Representative Tilley, relating to proof of financial responsibility for the issuance of temporary license plates.

HB 1936, introduced by Representative Tilley, relating to the technical advisory committee on the quality of patient care and nursing practices.

HB 1937, introduced by Representatives Tilley, Moore, Wright (159), Roorda, Smith (14) and Frame, relating to time off from work for spouses of deployed soldiers.

HB 1938, introduced by Representative Baker (123), relating to child support for postsecondary education.

HB 1939, introduced by Representative Hunter, relating to open enrollment.

HB 1940, introduced by Representatives Flook, Lager, Page and Ervin, relating to the establishment of the Missouri health care stabilization fund.

HB 1941, introduced by Representatives Flook, Ervin, Nolte, Day, McGhee, Kraus and Stevenson, relating to income taxation.

HB 1942, introduced by Representatives Pearce, Roorda, Sander, Schneider and McGhee, relating to college or university police officers.

HB 1943, introduced by Representatives Witte, Lampe, Burnett, Hughes, Skaggs, LeVota, Wildberger, Kuessner, Swinger, Lowe (44), Meadows, Storch, Harris (23), Henke, Baker (25), Roorda, Oxford, Yaeger, Harris (110), Donnelly, Aull and Robinson, relating to medical malpractice.

HB 1944, introduced by Representatives Hobbs, Jetton, Myers, Moore, Lembke, Icet, Robb, Dethrow, Behnen, Black, Fares, Lager, Sutherland, May, Sater, Phillips, Loehner, Rector, Fisher, Wright (159), Guest, Richard, Pearce, Cunningham (145), Ervin, Flook, St. Onge, Wells, Munzlinger, Harris (110), Pollock, Scharnhorst, Jackson, Cooper (155), Parson, Sander, Wilson (119), Wood, Nance, Franz, Smith (118), Whorton, Dempsey, Smith (14), Self, Bearden, Wasson, Bruns, Page, Cooper (120), Chinn, Schlottach, Lipke, Dusenbergh, Bivins, Schaaf, Muschany, Silvey, Weter, McGhee, Davis, Smith (150), Nolte, Stevenson, Schad, Meadows, Portwood, Threlkeld, Lampe, Storch and Dixon, relating to eminent domain.

HB 1945, introduced by Representative Wasson, relating to travel clubs.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 558**, entitled:

An act to repeal section 393.310, RSMo, and to enact in lieu thereof one new section relating to experimental tariffs of gas corporations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 559**, entitled:

An act to repeal section 393.705, RSMo, and to enact in lieu thereof one new section relating to joint municipal utility commissions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 583**, entitled:

An act to repeal sections 33.080, 301.190, 301.800, 307.350, 307.353, 307.355, 307.360, 307.365, 307.366, 307.370, 307.375, 307.380, 307.385, 307.390, 643.305, 643.310, 643.315, 643.320, 643.330, 643.335, 643.350, and 643.360, RSMo, and to enact in lieu thereof fifteen new sections relating to the state emissions inspection program, with an effective date for certain sections and penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 612**, entitled:

An act to authorize the conveyance of property owned by the state in St. Francois County to the Farmington American Legion Post 416, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 618**, entitled:

An act to repeal section 454.530, RSMo, and to enact in lieu thereof one new section relating to child support payments.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 630**, entitled:

An act to repeal section 137.106, RSMo, and to enact in lieu thereof one new section relating to the homestead preservation tax.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 641**, entitled:

An act to repeal section 166.420, RSMo, and to enact in lieu thereof one new section relating to the minimum time for holding investments in the Missouri higher education savings program.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 648**, entitled:

An act to repeal section 320.010, RSMo, and to enact in lieu thereof one new section relating to entities subject to fire protection regulation.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 677**, entitled:

An act to repeal sections 192.400, 192.410, and 192.420, RSMo, and to enact in lieu thereof three new sections relating to radiation control.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 678**, entitled:

An act to repeal sections 32.051 and 143.072, RSMo, relating to certain quarterly tax collection reports.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 712**, entitled:

An act to authorize the conveyance of property owned by the state in Pettis County to the Heart of Missouri Girl Scout Council.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 746**, entitled:

An act to repeal section 79.060, RSMo, and to enact in lieu thereof one new section relating to the board of aldermen in fourth class cities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 747**, entitled:

An act to repeal section 301.560, RSMo, and to enact in lieu thereof one new section relating to used car dealer courses.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 749**, entitled:

An act to repeal section 324.409, RSMo, and to enact in lieu thereof one new section relating to interior designers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 765**, entitled:

An act to repeal section 431.064, RSMo, and to enact in lieu thereof one new section relating to emergency medical treatment, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 802**, entitled:

An act to amend chapter 249, RSMo, by adding thereto one new section relating to sewer districts in certain counties, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 805**, entitled:

An act to repeal sections 140.250, 140.340, and 140.405, RSMo, and to enact in lieu thereof three new sections relating to collection of delinquent taxes.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 818**, entitled:

An act to repeal section 105.483, RSMo, and to enact in lieu thereof one new section relating to filing financial interest statements.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 819**, entitled:

An act to repeal section 327.391, RSMo, and to enact in lieu thereof one new section relating to professional engineer and land surveyor licenses.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 828**, entitled:

An act to repeal section 332.311, RSMo, and to enact in lieu thereof one new section relating to dental hygienist.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 872, 754 & 669**, entitled:

An act to repeal sections 302.302, 304.022, 304.070, 304.351, and 304.580, RSMo, and to enact in lieu thereof seven new sections relating to the safe operation of motor vehicles to ensure the safety of highway workers, emergency workers, children, and other motorists, with penalty provisions and an effective date for a certain section.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 881**, entitled:

An act to authorize the conveyance of property owned by the state to St. Francois County.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 900**, entitled:

An act to repeal section 161.410, RSMo, and to enact in lieu thereof one new section relating to the Missouri commission for deaf and hard of hearing fund.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 915**, entitled:

An act to amend chapters 135 and 393, RSMo, by adding thereto six new sections relating to the green power initiative, with an effective date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 1001, 896 & 761**, entitled:

An act to repeal sections 302.130, 302.171, and 302.178, RSMo, and to enact in lieu thereof four new sections relating to the licensure of certain motor vehicle drivers, with penalty provisions and an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

The Speaker submitted the following committee changes:

Representative Self is no longer a member of the Financial Institutions Committee.

Representative Scharnhorst has been appointed a member of the Financial Institutions Committee.

The following member's presence was noted: Faith.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 4:00 p.m., Monday, March 6, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Dennis Wood, District 62, hereby state and affirm that my vote as recorded on the motion to third read and pass House Bill No. 1393 as recorded in the House Journal for Thursday, March 2, 2006 showing that I voted “absent with leave” was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted “aye”. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of March 2006.

/s/ Dennis Wood
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 2nd day of March in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, March 7, 2006, 12:30 p.m. Hearing Room 1.
Possible Executive session.
Public hearing to be held on: HB 1895

BUDGET

Friday, March 3, 2006, 8:00 a.m. Hearing Room 3.
Executive session may follow. **CANCELLED**
Public hearings to be held on: HB 1001, HB 1002, HB 1003,
HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009,
HB 1010, HB 1011, HB 1012, HB 1013

BUDGET

Monday, March 6, 2006, 12:00 p.m. Hearing Room 3.
Executive session may follow. **CANCELLED**
Public hearings to be held on: HB 1001, HB 1002, HB 1003,
HB 1004, HB 1005, HB 1006, HB 1007, HB 1008, HB 1009,
HB 1010, HB 1011, HB 1012, HB 1013

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 8, 2006, 8:00 a.m. Hearing Room 6.

Public hearings to be held on: HB 1350, HB 999

Executive session will be held on: HB 1065, HB 1192

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 7, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1698, HB 1236, HB 995, HB 1056, HB 1290,
HB 1362, HB 1679, HB 1857, HB 1858, HB 1508, HB 1509, HB 1766, HB 1822

ELECTIONS

Tuesday, March 7, 2006, 6:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 1525, HB 1489, HB 1765

Executive session will be held on: HB 1542, HB 1499

FISCAL REVIEW

Monday, March 6, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session may follow.

Public hearing to be held on: HCS HB 1742

HIGHER EDUCATION

Tuesday, March 7, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow. Work session on HB 1308 and HB 1229. AMENDED

Public hearing to be held on: HB 1347

LOCAL GOVERNMENT

Thursday, March 9, 2006, 8:00 a.m. Hearing Room 6.

Executive session will follow.

Public hearings to be held on: HB 1710, HB 1711, HB 1733, HB 1426, HB 1201

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, March 7, 2006, 8:30 a.m. Hearing Room 6.

Executive session may be held.

Public hearings to be held on: HCR 4, HB 1687, HB 1358, HB 1732, HB 1222,
HB 1437, HB 1601, HB 1245, HCS HB 1101, HCS HB 1432, HCS HB 1333,
HB 998, HB 1722, HB 1498, HB 1827, HCS HB 1632,
HCS HB 1030, 1033, 1146, 1225 & 1326

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, March 7, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1149, HB 1535, HB 1384

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, March 7, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow

TOURISM

Tuesday, March 7, 2006, Hearing Room 5 upon morning recess.

Executive session may follow.

Public hearing to be held on: HB 1833

HOUSE CALENDAR

THIRTY-FIFTH DAY, MONDAY, MARCH 6, 2006

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 27 and HCR 28

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 51

HOUSE BILLS FOR SECOND READING

HB 1917 through HB 1945

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1456 - Roark (4 hours debate on Perfection)
- 2 HCS HB 1070 - Johnson (47)
- 3 HCS HB 1145, 1359 & 1121 - Portwood
- 4 HCS HB 1078 - Cunningham (145)
- 5 HB 1310 - Lipke
- 6 HCS HB 1380 - St. Onge
- 7 HCS HB 1485 - Icet
- 8 HCS HB 1026 - Rucker
- 9 HB 1302 - Cooper (155)
- 10 HCS HB 1305 - Smith (118)
- 11 HB 994 - Dusenberg
- 12 HCS HB 1151 - Cunningham (86)
- 13 HCS HB 1317 - Lipke
- 14 HCS HB 1349 - Loehner

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(3/01/06)

- 1 HCS HB 1153 - Emery
- 2 HB 1320 - Lipke
- 3 HCS HB 1343 - Munzlinger
- 4 HCS HB 1357 - Johnson (47)
- 5 HCS HB 1366 - Robinson
- 6 HCS HB 1367 - Hobbs
- 7 HB 1424 - Franz

(3/06/06)

- 1 HB 984 - Meadows
- 2 HB 1058 - Cunningham (86)
- 3 HCS HB 1306 - Smith (118)
- 4 HB 1491 - Walton

HOUSE BILL FOR THIRD READING

HCS HB 1742, (Fiscal Review 3-02-06), E.C. - Portwood

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1228 - Ruestman
- 2 HB 983 - Meadows
- 3 HB 1427 - Johnson (90)
- 4 HB 1118 - Dempsey
- 5 HB 1035 - Young
- 6 HCS HB 1138 - Johnson (47)
- 7 HCS HB 978 - Smith (14)
- 8 HB 1251 - Guest
- 9 HCS HB 1344, E.C. - Villa
- 10 HCS HB 1168 - Tilley
- 11 HB 1204 - Roorda
- 12 HCS HB 1100 - Schaaf
- 13 HCS HB 1232 - Smith (118)

SENATE BILLS FOR SECOND READING

- 1 SB 558
- 2 SB 559
- 3 SS#2 SCS SB 583
- 4 SB 612
- 5 SB 618
- 6 SCS SB 630
- 7 SB 641
- 8 SB 648
- 9 SB 677
- 10 SB 678
- 11 SB 712
- 12 SCS SB 746
- 13 SCS SB 747
- 14 SCS SB 749
- 15 SCS SB 765
- 16 SCS SB 802
- 17 SB 805
- 18 SB 818
- 19 SB 819
- 20 SB 828
- 21 SS SCS SBs 872, 754 & 669
- 22 SB 881
- 23 SB 900
- 24 SCS SB 915
- 25 SCS SBs 1001, 896 & 761

HOUSE CONCURRENT RESOLUTION

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRTY-FIFTH DAY, MONDAY, MARCH 6, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

You alone are the Lord; You have made heaven, the heaven of heavens, with all their host, the earth and everything on it, the seas and all that is in them, and You preserve them all.

You are the Lord God, who called us out of our districts, and brought us here to Jefferson City to be representatives of and servants to the people. May our hearts be found faithful to You and that calling. You have performed Your words, for You are righteous. May our words be shaped by truth, integrity, and ingenuity.

You have cleared the way for us and have shown us great mercy, so we proceed, with the task at hand, without fear of failure.

Give us, Your servants, a hearing heart, a perceptive mind, and the wisdom to discern between right and wrong.

May You, God Almighty, bless us, and make the work of our hand fruitful and develop in us an understanding of Your purpose for this week.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the thirty-fourth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1026	-	Representative Denison
House Resolution No. 1027	-	Representative Jetton
House Resolution No. 1028	-	Representative Hughes
House Resolution No. 1029		
and		
House Resolution No. 1030	-	Representative Kingery
House Resolution No. 1031	-	Representatives McGhee and Aull
House Resolution No. 1032	-	Representative McGhee
House Resolution No. 1033	-	Representative Donnelly
House Resolution No. 1034	-	Representative Moore
House Resolution No. 1035	-	Representative Bringer
House Resolution No. 1036	-	Representative Wright (159)

House Resolution No. 1037
and
House Resolution No. 1038 - Representative Flook
House Resolution No. 1039
through
House Resolution No. 1085 - Representative Cooper (158)
House Resolution No. 1086
through
House Resolution No. 1088 - Representative Sutherland
House Resolution No. 1089 - Representative Tilley
House Resolution No. 1090 - Representative Baker (123)
House Resolution No. 1091 - Representative Lager
House Resolution No. 1092
and
House Resolution No. 1093 - Representative Stevenson
House Resolution No. 1094 - Representatives Stevenson and Richard
House Resolution No. 1095 - Representative Bringer
House Resolution No. 1096 - Representative Yaeger
House Resolution No. 1097
and
House Resolution No. 1098 - Representative St. Onge

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 27 and **HCR 28** were read the second time.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 51 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1917 through **HB 1945** were read the second time.

SECOND READING OF SENATE BILLS

SB 558, SB 559, SS#2 SCS SB 583, SB 612, SB 618, SCS SB 630, SB 641, SB 648, SB 677, SB 678, SB 712, SCS SB 746, SCS SB 747, SCS SB 749, SCS SB 765, SCS SB 802, SB 805, SB 818, SB 819, SB 828, SS SCS SBs 872, 754 & 669, SB 881, SB 900, SCS SB 915 and SCS SBs 1001, 896 & 761 were read the second time.

THIRD READING OF HOUSE BILL - CONSENT

HB 1228, relating to Missouri Women's Council, was taken up by Representative Ruestman.

Representative Wasson assumed the Chair.

Speaker Pro Tem Bearden assumed the Chair.

On motion of Representative Ruestman, **HB 1228** was read the third time and passed by the following vote:

AYES: 090

Baker 123	Bean	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 159	Yates	Mr Speaker

NOES: 063

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Henke	Hoskins	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Robinson	Roorda	Salva
Schoemehl	Shoemyer	Skaggs	Spreng	Storch
Swinger	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Brown 30	Haywood	Hubbard	Jones
Myers	Rucker	St. Onge	Sutherland	Wright 137

Speaker Pro Tem Bearden declared the bill passed.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 1842 - Agriculture Policy

COMMITTEE REPORTS

Committee on Budget, Chairman Icet reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1001**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1002**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1003**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1004**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1005**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1006**, begs leave to report it has examined the same and recommends that it **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1007**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1008**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1009**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1010**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1011**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1012**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1013**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Elections, Chairman May reporting:

Mr. Speaker: Your Committee on Elections, to which was referred **HB 1194**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1946, introduced by Representatives El-Amin, Hubbard, Hoskins, Brown (50), Lampe, Curls, Yaeger, Chappelle-Nadal, Storch, Hughes, Low (39), Wright-Jones, Spreng, Villa, Johnson (61), Haywood, Whorton, Daus, Bowman, Lowe (44), Robb, Skaggs, Bogetto, Parker, Muschany, Bland and Sanders Brooks, relating to unexcused absences of students.

HB 1947, introduced by Representative Chappelle-Nadal, relating to the women, infants and children special supplement food program.

HB 1948, introduced by Representatives Harris (23), Oxford, Meadows, Zweifel and Lampe, relating to reporting duties of lobbyists.

HB 1949, introduced by Representatives Harris (23), Burnett, Oxford, Lampe, Harris (110), Low (39) and Wildberger, relating to limitations on campaign contributions for certain offices.

HB 1950, introduced by Representatives Nolte, Silvey, Nance, Portwood, Kraus, Moore, St. Onge, Bivins, Schneider and Cunningham (86), relating to property assessments.

HB 1951, introduced by Representatives Smith (150) and Chinn, relating to the AgriMissouri marketing program.

HB 1952, introduced by Representatives Salva, Walsh, Lowe (44), Meadows, Wildberger, Parson and Harris (110), relating to local economic development and certain banking institutions.

HB 1953, introduced by Representatives Rector and Cooper (120), relating to liens.

HB 1954, introduced by Representatives Dake, Kuessner, Henke, Robinson, Walsh, Lampe, Shoemyer, Bringer, Witte, Swinger, Harris (110), Aull, McGhee, Baker (25), Whorton and Sater, relating to the punishment for damage to an animal facility.

HB 1955, introduced by Representatives Dougherty and Salva, relating to local sales tax.

HB 1956, introduced by Representatives Page and Tilley, relating to a prescription monitoring program.

HB 1957, introduced by Representatives Salva and Lembke, relating to fiber optic networks.

HB 1958, introduced by Representatives Black, Kingery, Moore, Stevenson, Cunningham (145), Scharnhorst, Fisher, Cooper (158), Skaggs, Villa, Wright-Jones, Whorton and Donnelly, relating to sales tax imposed in counties.

HB 1959, introduced by Representatives Villa, Storch, Johnson (61), Kratky, Vogt and Whorton, relating to a sales tax for public safety.

HB 1960, introduced by Representatives Oxford, Low (39), Daus, Walsh, Hughes, Hubbard, Bowman, Chappelle-Nadal, Lowe (44), Bland and Haywood, relating to individual income tax.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1014**, entitled:

An act to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2006.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 580**, entitled:

An act to amend chapter 160, RSMo, by adding thereto one new section relating to the creation of a more effective education system.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 650**, entitled:

An act to repeal sections 174.450, 174.453, and 174.500, RSMo, and to enact in lieu thereof three new sections relating to the board of governors of Missouri State University, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 837**, entitled:

An act to repeal sections 379.860 and 383.175, RSMo, and to enact in lieu thereof two new sections relating to changing the membership of governing bodies that administer insurance programs.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 840**, entitled:

An act to repeal section 227.299, RSMo, and to enact in lieu thereof one new section relating to the process of designating highways and bridges.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 906**, entitled:

An act to repeal section 701.312, RSMo, and to enact in lieu thereof one new section relating to lead abatement.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 908**, entitled:

An act to amend chapter 227, RSMo, by adding thereto one new section relating to state highways and transportation commission authority to implement electronic bidding on state highway system projects.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 932**, entitled:

An act to repeal sections 50.339 and 54.040, RSMo, and to enact in lieu thereof two new sections relating to county officials.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 933**, entitled:

An act to repeal sections 388.600, 388.605, 388.615, and 388.645, RSMo, and to enact in lieu thereof four new sections relating to railroad policemen.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 934**, entitled:

An act to repeal sections 328.115 and 329.045, RSMo, and to enact in lieu thereof two new sections relating to barber and cosmetology establishments.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Dake has been appointed a member of the Senior Citizen Advocacy Committee.

Representative Darrough is no longer a member of the Small Business Committee.

Representative Frame has been appointed a member of the Small Business Committee.

Representative Rucker is no longer a member of the Senior Citizen Advocacy Committee.

WITHDRAWAL OF HOUSE BILLS

March 6, 2006

Mr. Stephen Davis, Chief Clerk
Missouri House of Representatives
Jefferson City, MO 65101

Dear Mr. Davis:

I write to respectfully request that **House Bill No. 1872**, a bill dealing with setting targets for renewable energy use, be withdrawn from consideration.

Thank you for your assistance.

Sincerely,

/s/ Rep. Sam Page
District 82

March 6, 2006

Stephen Davis, Chief Clerk
House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Stephen:

This is my request to withdraw **House Bill No. 1297**.

If I can be of further assistance, please contact my office.

Sincerely,

/s/ Rep. Ed Wildberger
District 27

The following members' presence was noted: Avery, Myers, Sutherland and Wright (137).

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, March 7, 2006.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Thirty-fourth Day, Thursday, March 2, 2006, Page 396, Line 3, by inserting immediately after said line the following:

Public hearing to be held on: HB 1865

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, March 7, 2006, 12:30 p.m. Hearing Room 1.

Possible Executive session. AMENDED

Public hearings to be held on: HB 1895, HB 1842

CHILDREN AND FAMILIES

Wednesday, March 8, 2006, 9:00 a.m. House gallery south side.

Executive session only.

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 8, 2006, 8:00 a.m. Hearing Room 6.

Public hearings to be held on: HB 1350, HB 999

Executive session will be held on: HB 1065, HB 1192

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 7, 2006, 5:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1698, HB 1236, HB 995, HB 1056, HB 1290, HB 1362, HB 1679, HB 1857, HB 1858, HB 1508, HB 1509, HB 1766, HB 1822

ELECTIONS

Tuesday, March 7, 2006, 6:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 1525, HB 1489, HB 1765

Executive session will be held on: HB 1542, HB 1499

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 8, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HB 1750, HB 1522, HB 1218

HEALTH CARE POLICY

Thursday, March 9, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Hearing will continue on HB 1444.

Public hearings to be held on: HB 1444, HB 1534, HB 1477

HIGHER EDUCATION

Tuesday, March 7, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Work session on HB 1308 and HB 1229. AMENDED

Public hearing to be held on: HB 1347

INSURANCE POLICY

Tuesday, March 7, 2006, Hearing Room 7 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HB 1471, HB 1763, HB 1792

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, March 8, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1859, HCR 25, HB 1787, HB 1629

JUDICIARY

Tuesday, March 7, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1571, HB 1638, HB 1696

LOCAL GOVERNMENT

Thursday, March 9, 2006, 8:00 a.m. Hearing Room 6.

Executive session will follow.

Public hearings to be held on: HB 1710, HB 1711, HB 1733, HB 1426, HB 1201

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 8, 2006, 12:00 p.m. Hearing Room 1.

Public hearings to be held on: HB 1269, HB 1244, HB 1551, HB 1693, HB 1700

Executive session may be held on: HB 1260, HB 1515, HB 1517, HB 1553,

HB 1759, HB 1760, HB 1656, HB 1657, HB 1658, HB 1659, HB 1660, HB 1661,

HB 1662, HB 1665, HB 1666, HB 1667, HB 1669, HB 1670

RETIREMENT

Tuesday, March 7, 2006, House Gallery south side upon afternoon adjournment.

AMENDED

Executive session will be held on: HB 1628

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, March 7, 2006, 8:30 a.m. Hearing Room 6.

Executive session may be held.

Public hearings to be held on: HCR 4, HB 1687, HB 1358, HB 1732,

HB 1222, HB 1437, HB 1601, HB 1245, HCS HB 1101, HCS HB 1432,

HCS HB 1333, HB 998, HB 1722, HB 1498, HB 1827, HCS HB 1632,

HCS HB 1030, 1033, 1146, 1225 & 1326

SPECIAL COMMITTEE ON AGRI-BUSINESS

Tuesday, March 7, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HB 1749, HB 1577

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, March 7, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1149, HB 1535, HB 1384

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, March 7, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 1865

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 13, 2006, 6:00 p.m. Hearing Room 3.

Public hearings to be held on: HB 1783, HB 1505

Executive session may be held on: HB 1487, HB 1135

TOURISM

Tuesday, March 7, 2006, Hearing Room 5 upon morning recess.

Executive session may follow.

Public hearing to be held on: HB 1833

TRANSPORTATION

Wednesday, March 8, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1634, HB 1158, HB 1541,
HB 1704, HB 1780, HB 1340

VETERANS

Wednesday, March 8, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearing to be held on: HB 1762

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, March 8, 2006, 12:00 p.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 1811

HOUSE CALENDAR

THIRTY-SIXTH DAY, TUESDAY, MARCH 7, 2006

HOUSE BILLS FOR SECOND READING

HB 1946 through HB 1960

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1456 - Roark (4 hours debate on Perfection)
- 2 HCS HB 1070 - Johnson (47)
- 3 HCS HB 1145, 1359 & 1121 - Portwood
- 4 HCS HB 1078 - Cunningham (145)
- 5 HB 1310 - Lipke
- 6 HCS HB 1380 - St. Onge
- 7 HCS HB 1485 - Icet
- 8 HCS HB 1026 - Rucker
- 9 HB 1302 - Cooper (155)
- 10 HCS HB 1305 - Smith (118)
- 11 HB 994 - Dusenberg

- 12 HCS HB 1151 - Cunningham (86)
- 13 HCS HB 1317 - Lipke
- 14 HCS HB 1349 - Loehner
- 15 HCS HB 974 - Davis
- 16 HCS HB 1275 - Baker (123)
- 17 HB 1521 - Richard
- 18 HCS HB 1532 - Lembke

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(3/01/06)

- 1 HCS HB 1153 - Emery
- 2 HB 1320 - Lipke
- 3 HCS HB 1343 - Munzlinger
- 4 HCS HB 1357 - Johnson (47)
- 5 HCS HB 1366 - Robinson
- 6 HCS HB 1367 - Hobbs
- 7 HB 1424 - Franz

(3/06/06)

- 1 HB 984 - Meadows
- 2 HB 1058 - Cunningham (86)
- 3 HCS HB 1306 - Smith (118)
- 4 HB 1491 - Walton

HOUSE BILL FOR THIRD READING

HCS HB 1742, (Fiscal Review 3-02-06), E.C. - Portwood

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 983 - Meadows
- 2 HB 1427 - Johnson (90)
- 3 HB 1118 - Dempsey
- 4 HB 1035 - Young
- 5 HCS HB 1138 - Johnson (47)
- 6 HCS HB 978 - Smith (14)
- 7 HB 1251 - Guest
- 8 HCS HB 1344, E.C. - Villa
- 9 HCS HB 1168 - Tilley
- 10 HB 1204 - Roorda

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11 HCS HB 1100 - Schaaf

12 HCS HB 1232 - Smith (118)

SENATE BILLS FOR SECOND READING

1 SCS SB 580

2 SCS SB 650

3 SB 837

4 SB 840

5 SB 906

6 SB 908

7 SCS SB 932

8 SB 933

9 SCS SB 934

HOUSE BILL WITH SENATE AMENDMENT

SCS HCS HB 1014 - Icet

HOUSE CONCURRENT RESOLUTION

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRTY-SIXTH DAY, TUESDAY, MARCH 7, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

(The forecast of rain, suggests these lines from the Hebrew scripture.)

Thus says the Lord:
Just as from the heavens
The rain and snow come down
And do not return there
Till they have watered the Earth,
Making it fertile and fruitful,
Giving seed to the one who sows
And bread to the one who eats,
So shall My Word be
That goes forth from My mouth;
It shall not return to Me void,
But shall do My will,
Achieving the end for which I sent it.
(Isaiah 55:10-11)

Almighty God, as through the media we receive the forecast of rain, so through the bills and documents placed on our desks we receive the agenda of our work. Help us to find in them the proposals that are in harmony with Your will for the people of our State. Let all that is in harmony with Your will become as Your word to us. Through our efforts may they become fertile and fruitful, benefitting the people as surely as will the rainfall upon the land.

We pray to You who are our God forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Brianna Larson, Ashley DeBoeus, Briget Spreng, Connie Jones, Kirstie Carr, Trisha Huxel, Tori Gildehaus, Brittany Branch, Rachel Hellmann, Thomas Wingfield, Sara Heitzman, Faith Joyce, Jennifer Smith, Amy N. Costa, Nichole Norgard, Alex Piontek, Nick Barnfield, Trenton Forbes, Ashley Rogers, Kelsey Winfrey, Dearra Owens, Jalen Baker, Myrion Smith and Jayla Brown.

The Journal of the thirty-fifth day was approved as printed by the following vote:

AYES: 158

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Avery	Brown 30	Haywood	Rucker	Viebrock
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HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1099 - Representative Cunningham (86)
 House Resolution No. 1100 - Representative Robinson
 House Resolution No. 1101
 through
 House Resolution No. 1106 - Representative Sanders Brooks
 House Resolution No. 1107
 through
 House Resolution No. 1109 - Representative Pollock

House Resolution No. 1110 - Representative Dethrow
House Resolution No. 1111 - Representative Fraser
House Resolution No. 1112 - Representative St. Onge

SECOND READING OF HOUSE BILLS

HB 1946 through **HB 1960** were read the second time.

SECOND READING OF SENATE BILLS

SCS SB 580, SCS SB 650, SB 837, SB 840, SB 906, SB 908, SCS SB 932, SB 933 and **SCS SB 934** were read the second time.

SPECIAL RECOGNITION

Tammy Pasley, President of the Missouri State Teachers Association (MSTA) was introduced by Speaker Jetton and presented a resolution recognizing the 150th Anniversary of the MSTTA.

PERFECTION OF HOUSE BILL

HCS HB 1070, relating to tax increment financing, was taken up by Representative Johnson (47).

Representative Johnson (47) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1070, Section 99.845, Page 19, Line 76, by deleting the brackets around the word “fifty” and deleting “**ninety**”; and

Further amend said section and page, Line 95, by deleting the brackets around the word “fifty” and deleting “**ninety**”; and

Further amend said section, Page 24, Lines 261-266, by deleting all of said lines and inserting in lieu thereof “twenty-three years.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson (47), **House Amendment No. 1** was adopted.

Representative Kuessner offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1070, Page 1, Section 67.112, Line 4, by deleting the period [.] in said line and inserting after the word “district” the following:

“, and no property acquired through eminent domain shall be included in a tax increment financing district.”.

Speaker Pro Tem Bearden assumed the Chair.

Representative Kuessner moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 026

Aull	Baker 123	Bean	Behnen	Bringer
Dake	Davis	Dethrow	Frame	Harris 110
Haywood	Henke	Johnson 61	Johnson 90	Kuessner
Lembke	Portwood	Roark	Roorda	Sander
Schaaf	Self	Shoemyer	Walton	Witte
Wright-Jones				

NOES: 129

Bearden	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Day	Deeken
Dempsey	Denison	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
George	Guest	Harris 23	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Johnson 47
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Lager	Lampe	LeVota	Liese
Lipke	Loehner	Low 39	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parker	Parson	Pearce	Phillips
Pollock	Pratt	Quinn	Rector	Richard
Robb	Robinson	Ruestman	Rupp	Salva
Sater	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Wasson	Wells	Weter	Wildberger	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yaeger
Yates	Young	Zweifel	Mr Speaker	

PRESENT: 003

Hughes	Lowe 44	Oxford
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ABSENT WITH LEAVE: 005

Avery	Baker 25	Brown 30	Rucker	Whorton
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Representative Hughes offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1070, Section 99.866, Page 25, Line 5, by inserting after all of said line, the following:

“Section 1. In any home rule city with more than four hundred thousand inhabitants and located in more than one county and any city not within a county, when tax increment financing is used for a project, those receiving the financing must make all good faith efforts to use minority business enterprises or women business enterprises to help complete the project.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hughes, **House Amendment No. 3** was adopted by the following vote:

AYES: 158

Aull	Baker 123	Bean	Bearden	Behnen
Bivins	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Avery

Baker 25

Black

Brown 30

Rucker

On motion of Representative Johnson (47), **HCS HB 1070, as amended**, was adopted.

On motion of Representative Johnson (47), **HCS HB 1070, as amended**, was ordered perfected and printed.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Casey Smith, Justin Mabry, Laurel Colemire, Quinton Herkenhoff, Monica Soderman and Ryan Lima.

HOUSE RESOLUTIONS

Representative Fraser, et al., offered House Resolution No. 1114.

Representative Hughes offered House Resolution No. 1131.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1113 - Representative Jetton

House Resolution No. 1115

and

House Resolution No. 1116 - Representative Nieves

House Resolution No. 1117 - Representative Lampe

House Resolution No. 1118 - Representative Emery

House Resolution No. 1119

and

House Resolution No. 1120 - Representative Bowman

House Resolution No. 1121 - Representative Jackson

House Resolution No. 1122 - Representative Pearce

House Resolution No. 1123 - Representatives Walsh and Smith (14)

House Resolution No. 1124 - Representative Jetton

House Resolution No. 1125

through

House Resolution No. 1130 - Representative Phillips

HOUSE CONCURRENT RESOLUTION

Representative Wilson (130), et al., offered House Concurrent Resolution No. 30.

THIRD READING OF HOUSE BILLS - CONSENT

HB 1118, relating to civil defense, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **HB 1118** was read the third time and passed by the following vote:

AYES: 154

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Parker
Pearce	Phillips	Pollock	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Walsh	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Avery	Brown 30	Dake	Page	Parson
Portwood	Rucker	Wallace	Walton	

Speaker Jetton declared the bill passed.

Representative Cooper (120) assumed the Chair.

HB 983, relating to display of flags, was taken up by Representative Meadows.

On motion of Representative Meadows, **HB 983** was read the third time and passed by the following vote:

AYES: 155

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Walsh	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 001

Lowe 44

ABSENT WITH LEAVE: 007

Avery	Brown 30	Dake	Page	Rucker
Wallace	Walton			

Representative Cooper (120) declared the bill passed.

PERFECTION OF HOUSE BILL

HCS HB 1456, relating to employment security, was taken up by Representative Roark.

Representative Hunter offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1456 by amending the title, enacting clause, and intersectional references accordingly. House Committee Substitute for House Bill No. 1456, Page 1, Section A, Line 6, by inserting immediately after said line the following:

“288.030. 1. As used in this chapter, unless the context clearly requires otherwise, the following terms mean:

(1) "Appeals tribunal", a referee or a body consisting of three referees appointed to conduct hearings and make decisions on appeals from administrative determinations, petitions for reassessment, and claims referred pursuant to subsection 2 of section 288.070;

(2) "Base period", the first four of the last five completed calendar quarters immediately preceding the first day of an individual's benefit year;

(3) "Benefit year", the one-year period beginning with the first day of the first week with respect to which an insured worker first files an initial claim for determination of such worker's insured status, and thereafter the one-year period beginning with the first day of the first week with respect to which the individual, providing the individual is then an insured worker, next files such an initial claim after the end of the individual's last preceding benefit year;

(4) "Benefits", the money payments payable to an insured worker, as provided in this chapter, with respect to such insured worker's unemployment;

(5) "Calendar quarter", the period of three consecutive calendar months ending on March thirty-first, June thirtieth, September thirtieth, or December thirty-first;

(6) "Claimant", an individual who has filed an initial claim for determination of such individual's status as an insured worker, a notice of unemployment, a certification for waiting week credit, or a claim for benefits;

(7) "Commission", the labor and industrial relations commission of Missouri;

(8) "Common paymaster", two or more related corporations in which one of the corporations has been designated to disburse remuneration to concurrently employed individuals of any of the related corporations;

(9) "Contributions", the money payments to the unemployment compensation fund required by this chapter, exclusive of interest and penalties;

(10) "Decision", a ruling made by an appeals tribunal or the commission after a hearing;

(11) "Deputy", a representative of the division designated to make investigations and administrative determinations on claims or matters of employer liability or to perform related work;

(12) "Determination", any administrative ruling made by the division without a hearing;

(13) "Director", the administrative head of the division of employment security;

(14) "Division", the division of employment security which administers this chapter;

(15) "Employing unit", any individual, organization, partnership, corporation, common paymaster, or other legal entity, including the legal representatives thereof, which has or, subsequent to June 17, 1937, had in its employ one or more individuals performing services for it within this state. All individuals performing services within this state for any employing unit which maintains two or more separate establishments within this state shall be deemed to be employed by a single employing unit for all the purposes of this chapter. Each individual engaged to perform or to assist in performing the work of any person in the service of an employing unit shall be deemed to be engaged by such employing unit for all the purposes of this chapter, whether such individual was engaged or paid directly by such employing unit or by such person, provided the employing unit had actual or constructive knowledge of the work;

(16) "Employment office", a free public employment office operated by this or any other state as a part of a state controlled system of public employment offices including any location designated by the state as being a part of the one-stop career system;

(17) "Equipment", a motor vehicle, straight truck, tractor, semi-trailer, full trailer, any combination of these and any other type of equipment used by authorized carriers in the transportation of property for hire;

(18) "Fund", the unemployment compensation fund established by this chapter;

(19) "Governmental entity", the state, any political subdivision thereof, any instrumentality of any one or more of the foregoing which is wholly owned by this state and one or more other states or political subdivisions and any instrumentality of this state or any political subdivision thereof and one or more other states or political subdivisions;

(20) "Initial claim", an application, in a form prescribed by the division, made by an individual for the determination of the individual's status as an insured worker;

(21) "Insured work", employment in the service of an employer;

(22) (a) As to initial claims filed after December 31, 1990, "insured worker", a worker who has been paid wages for insured work in the amount of one thousand dollars or more in at least one calendar quarter of such worker's base period and total wages in the worker's base period equal to at least one and one-half times the insured wages in that calendar quarter of the base period in which the worker's insured wages were the highest, or in the alternative, a worker who has been paid wages in at least two calendar quarters of such worker's base period and whose total base period wages are at least one and one-half times the maximum taxable wage base, taxable to any one employer, in accordance with subsection 2 of section 288.036. For the purposes of this definition, "wages" shall be considered as wage credits with respect to any benefit year, only if such benefit year begins subsequent to the date on which the employing unit by which such wages were paid has become an employer;

(b) As to initial claims filed after December 31, 2004, wages for insured work in the amount of one thousand two hundred dollars or more, after December 31, 2005, one thousand three hundred dollars or more, after December 31, 2006, one thousand four hundred dollars or more, after December 31, 2007, one thousand five hundred dollars or more in at least one calendar quarter of such worker's base period and total wages in the worker's base period equal to at least one and one-half times the insured wages in that calendar quarter of the base period in which the worker's insured wages were the highest, or in the alternative, a worker who has been paid wages in at least two calendar quarters of such worker's base period and whose total base period wages are at least one and one-half times the maximum taxable wage base, taxable to any one employer, in accordance with subsection 2 of section 288.036;

(23) ["Lessor", in a lease, the party granting the use of equipment, with or without a driver to another;

(24)] "Misconduct", an act of wanton or willful disregard of the employer's interest, a deliberate violation of the employer's rules, a disregard of standards of behavior which the employer has the right to expect of his or her employee, or negligence in such degree or recurrence as to manifest culpability, wrongful intent or evil design, or show an intentional and substantial disregard of the employer's interest or of the employee's duties and obligations to the employer;

[(25)] (24) "Referee", a representative of the division designated to serve on an appeals tribunal;

[(26)] (25) "State" includes, in addition to the states of the United States of America, the District of Columbia, Puerto Rico, the Virgin Islands, and the Dominion of Canada;

[(27)] (26) "Temporary employee", an employee assigned to work for the clients of a temporary help firm;

[(28)] (27) "Temporary help firm", a firm that hires its own employees and assigns them to clients to support or supplement the clients' workforce in work situations such as employee absences, temporary skill shortages, seasonal workloads, and special assignments and projects;

[(29)] (28) (a) An individual shall be deemed "totally unemployed" in any week during which the individual performs no services and with respect to which no wages are payable to such individual;

(b) a. An individual shall be deemed "partially unemployed" in any week of less than full-time work if the wages payable to such individual for such week do not equal or exceed the individual's weekly benefit amount plus twenty dollars;

b. Effective for calendar year 2007 and each year thereafter, an individual shall be deemed "partially unemployed" in any week of less than full-time work if the wages payable to such individual for such week do not equal or exceed the individual's weekly benefit amount plus twenty dollars or twenty percent of his or her weekly benefit amount, whichever is greater;

(c) An individual's "week of unemployment" shall begin the first day of the calendar week in which the individual registers at an employment office except that, if for good cause the individual's registration is delayed, the week of unemployment shall begin the first day of the calendar week in which the individual would have otherwise registered. The requirement of registration may by regulation be postponed or eliminated in respect to claims for partial unemployment or may by regulation be postponed in case of a mass layoff due to a temporary cessation of work;

[(30)] (29) "Waiting week", the first week of unemployment for which a claim is allowed in a benefit year or if no waiting week has occurred in a benefit year in effect on the effective date of a shared work plan, the first week of participation in a shared work unemployment compensation program pursuant to section 288.500.

2. The Missouri average annual wage shall be computed as of June thirtieth of each year, and shall be applicable to the following calendar year. The Missouri average annual wage shall be calculated by dividing the total wages reported as paid for insured work in the preceding calendar year by the average of mid-month employment

reported by employers for the same calendar year. The Missouri average weekly wage shall be computed by dividing the Missouri average annual wage as computed in this subsection by fifty-two.

288.032. 1. After December 31, 1977, "employer" means:

(1) Any employing unit which in any calendar quarter in either the current or preceding calendar year paid for service in employment wages of one thousand five hundred dollars or more except that for the purposes of this definition, wages paid for "agricultural labor" as defined in paragraph (a) of subdivision (1) of subsection 12 of section 288.034 and for "domestic services" as defined in subdivisions (2) and (13) of subsection 12 of section 288.034 shall not be considered;

(2) Any employing unit which for some portion of a day in each of twenty different calendar weeks, whether or not such weeks were consecutive, in either the current or the preceding calendar year, had in employment at least one individual (irrespective of whether the same individual was in employment in each such day); except that for the purposes of this definition, services performed in "agricultural labor" as defined in paragraph (a) of subdivision (1) of subsection 12 of section 288.034 and in "domestic services" as defined in subdivisions (2) and (13) of subsection 12 of section 288.034 shall not be considered;

(3) Any governmental entity for which service in employment as defined in subsection 7 of section 288.034 is performed;

(4) Any employing unit for which service in employment as defined in subsection 8 of section 288.034 is performed during the current or preceding calendar year;

(5) Any employing unit for which service in employment as defined in paragraph (b) of subdivision (1) of subsection 12 of section 288.034 is performed during the current or preceding calendar year;

(6) Any employing unit for which service in employment as defined in subsection 13 of section 288.034 is performed during the current or preceding calendar year;

(7) Any individual, type of organization or employing unit which has been determined to be a successor pursuant to section 288.110;

(8) Any individual, type of organization or employing unit which has elected to become subject to this law pursuant to subdivision (1) of subsection 3 of section 288.080;

(9) Any individual, type of organization or employing unit which, having become an employer, has not pursuant to section 288.080 ceased to be an employer;

(10) Any employing unit subject to the Federal Unemployment Tax Act or which, as a condition for approval of this law for full tax credit against the tax imposed by the Federal Unemployment Tax Act, is required, pursuant to such act, to be an employer pursuant to this law.

2. (1) Notwithstanding any other provisions of this law, any employer, individual, organization, partnership, corporation, other legal entity or employing unit that meets the definition of "lessor employing unit", as defined in subdivision (5) of this subsection, shall be liable for contributions on wages paid by the lessor employing unit to individuals performing services for client lessees of the lessor employing unit. Unless the lessor employing unit has timely complied with the provisions of subdivision (3) of this subsection, any employer, individual, organization, partnership, corporation, other legal entity or employing unit which is leasing individuals from any lessor employing unit shall be jointly and severally liable for any unpaid contributions, interest and penalties due pursuant to this law from any lessor employing unit attributable to wages for services performed for the client lessee entity by individuals leased to the client lessee entity, and the lessor employing unit shall keep separate records and submit separate quarterly contribution and wage reports for each of its client lessee entities. Delinquent contributions, interest and penalties shall be collected in accordance with the provisions of this chapter.

(2) Notwithstanding the provisions of subdivision (1) of this subsection, any governmental entity or nonprofit organization that meets the definition of "lessor employing unit", as defined in subdivision (5) of this subsection, and has elected to become liable for payments in lieu of contributions as provided in subsection 3 of section 288.090, shall pay the division payments in lieu of contributions, interest, penalties and surcharges in accordance with section 288.090 on benefits paid to individuals performing services for the client lessees of the lessor employing unit. If the lessor employing unit has not timely complied with the provisions of subdivision (3) of this subsection, any client lessees with services attributable to and performed for the client lessees shall be jointly and severally liable for any unpaid payments in lieu of contributions, interest, penalties and surcharges due pursuant to this law. The lessor employing unit shall keep separate records and submit separate quarterly contribution and wage reports for each of its client lessees. Delinquent payments in lieu of contributions, interest, penalties and surcharges shall be collected in accordance with subsection 3 of section 288.090. The election to be liable for payments in lieu of contributions made by a governmental entity or nonprofit organization meeting the definition of "lessor employing unit" may be terminated by the division in accordance with subsection 3 of section 288.090.

(3) In order to relieve a client lessees from joint and several liability and the separate reporting requirements imposed pursuant to this subsection, any lessor employing unit may post and maintain a surety bond issued by a corporate surety authorized to do business in Missouri in an amount equivalent to the contributions or payments in lieu of contributions for which the lessor employing unit was liable in the last calendar year in which he or she accrued contributions or payments in lieu of contributions, or one hundred thousand dollars, whichever amount is the greater, to ensure prompt payment of contributions or payments in lieu of contributions, interest, penalties and surcharges for which the lessor employing unit may be, or becomes, liable pursuant to this law. In lieu of a surety bond, the lessor employing unit may deposit in a depository designated by the director, securities with marketable value equivalent to the amount required for a surety bond. The securities so deposited shall include authorization to the director to sell any securities in an amount sufficient to pay any contributions or payments in lieu of contributions, interest, penalties and surcharges which the lessor employing unit fails to promptly pay when due. In lieu of a surety bond or securities as described in this subdivision, any lessor employing unit may provide the director with an irrevocable letter of credit, as defined in section 409.5-103, RSMo, issued by any state or federally chartered financial institution, in an amount equivalent to the amount required for a surety bond as described in this subdivision. In lieu of a surety bond, securities or an irrevocable letter of credit, a lessor employing unit may obtain a certificate of deposit issued by any state or federally chartered financial institution, in an amount equivalent to the amount required for a surety bond as described in this subdivision. The certificate of deposit shall be pledged to the director until release by the director. As used in this subdivision, the term "certificate of deposit" means a certificate representing any deposit of funds in a state or federally chartered financial institution for a specified period of time which earns interest at a fixed or variable rate, where such funds cannot be withdrawn prior to a specified time without forfeiture of some or all of the earned interest.

(4) Any lessor employing unit which is currently engaged in the business of leasing individuals to client lessees shall comply with the provisions of subdivision (3) of this subsection by September 28, 1992. Lessor employing units not currently engaged in the business of leasing individuals to client lessees shall comply with subdivision (3) of this subsection before entering into a written lease agreement with client lessees.

(5) As used in this subsection, the term "lessor employing unit" means an independently established business entity, governmental entity as defined in subsection 1 of section 288.030 or nonprofit organization as defined in subsection 3 of section 288.090 which, pursuant to a written lease agreement between the lessor employing unit and the client lessees, engages in the business of providing individuals to any other employer, individual, organization, partnership, corporation, other legal entity or employing unit referred to in this subsection as a client lessee.

(6) The provisions of this subsection shall not be applicable to private employment agencies who provide their employees to employers on a temporary help basis provided the private employment agencies are liable as employers for the payment of contributions on wages paid to temporary workers so employed.

3. After September 30, 1986, notwithstanding any provision of section 288.034, for the purpose of this law, in no event shall a for-hire motor carrier as regulated by the Missouri division of motor carrier and railroad safety or whose operations are confined to a commercial zone be determined to be the employer of a lessor as defined in **49 CFR section 376.2(f), or of a driver receiving remuneration from a lessor as defined in 49 CFR section 376.2(f)** [section 288.030 or of a driver receiving remuneration from a lessor], provided, however, the term "for-hire motor carrier" shall in no event include an organization described in Section 501(c)(3) of the Internal Revenue Code or any governmental entity.

4. The owner or operator of a beauty salon or similar establishment shall not be determined to be the employer of a person who utilizes the facilities of the owner or operator but who receives neither salary, wages or other compensation from the owner or operator and who pays the owner or operator rent or other payments for the use of the facilities."; and

Further amend said bill, Section 288.035, Page 1, Lines 1 thru 11, by deleting all of said lines and inserting in lieu thereof the following:

"288.035. Notwithstanding the provisions of section 288.034, RSMo, in the case of an individual who is the owner, **as defined in subsection 43 of section 301.010, RSMo**, and operator of a motor vehicle which is leased or contracted with a driver to a for-hire common or contract motor vehicle carrier operating within a commercial zone as defined in section 390.020 or 390.041, or operating under a certificate issued by **the Missouri department of transportation or by the United States Department of Transportation or any of its subagencies** [the motor carrier and railroad safety division of the department of economic development under provisions of this chapter or by the interstate commerce commission], such owner/operator shall not be deemed to be an employee, provided, however, such individual owner and operator shall be deemed to be in employment if the for-hire common or contract vehicle carrier is an organization described in section 501(c)(3) of the Internal Revenue Code or any governmental entity."; and

Further amend said bill, Section 288.040, Page 7, Line 64, by inserting immediately after said line the following:

“The provisions of subsection 1 of this section of this act shall become effective on January 1, 2007.”; and

Further amend said bill, Section 288.045, Page 10, Line 11, by deleting the word **“department”**, and inserting in lieu thereof the word **“division”**; and

Further amend said bill, Section 288.045, Page 12, Line 89, by deleting the word **“clamant’s”**, and inserting in lieu thereof the word **“claimant’s”**; and

Further amend said bill, Section 288.050, Page 15, Lines 79 and 80, by deleting all of said lines and inserting in lieu thereof the following:

“excess of six times the claimant’s weekly benefit amount for each disqualification.”; and

Further amend said bill, Section 288.120, Page 21, Line 132, by deleting said line and inserting in lieu thereof the following:

“surcharge authorized under this subsection exceed ten and one-half percent. For purposes of this subsection, the balance in the trust fund shall be determined to be the same as the balance in the trust fund established pursuant to subdivision (2) of subsection 2 of section 288.036.”; and

Further amend said bill, Section 288.128, Page 23, Lines 42 and 43, by deleting all of said lines and inserting in lieu thereof the following:

“3. This subsection shall only be effective in any year in which the unemployment compensation trust fund does not have sufficient money to”; and

Further amend said bill, Section 288.128, Page 23, Line 44, by deleting all of said line and inserting in lieu thereof the following:

“meet the minimum level of debt service required for the following twelve months, as determined by the division, and only”; and

Further amend said bill, Section 288.128, Page 24, Line 69, by inserting immediately after the word “notified”, the following words:

“by the division”; and

Further amend said bill, Section 288.475, Page 46, Line 79, by inserting immediately after said line the following:

“Section B. Unless a different effective date is stated, the provisions of this act shall become effective on October 1, 2006.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hunter, **House Amendment No. 1** was adopted.

Representative Roark offered **House Amendment No. 2.***House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 1456, Page 24, Section 288.128, Line 70, by inserting immediately after said line the following:

“Moneys collected from the credit instrument and financing agreement emergency repayment fee shall only be used to repay principal on loans obtained for the purpose of paying unemployment benefits. Moneys collected from credit instrument and financing agreement emergency repayment fee shall be credited to the accounts of employers remitting such fee and shall be deposited into the unemployment compensation fund.”; and

Further amend said bill, Page 26, Section 288.310, by deleting all of said section and inserting in lieu thereof the following:

“288.310. 1. There is hereby created in the state treasury a special fund to be known as the "Special Employment Security Fund". All interest and penalties collected under the provisions of this law, including moneys collected pursuant to section 288.128 for the payment of interest due on federal advances received pursuant to section 288.330, or subject to appropriation, or supplemental appropriation, by the general assembly, amounts received pursuant to **subdivision 1 of subsection 288.128** [the credit instrument and financing agreement repayment surcharge pursuant to section 288.128] related to the payment of [principal,] interest[,] and administrative expenses related to credit instruments issued under section 288.330, or the payment of the [principal,] interest[,] and administrative expenses related to financial agreements under subdivision (17) of subsection 2 of section 288.330, or the payment of the [principal,] interest[,] and administrative expenses related to a combination of credit instruments and financial agreements shall be paid into this fund. The moneys collected pursuant to **subdivision 1 of section 288.128** [shall] **may** be used for the payment of interest due on federal advances received pursuant to section 288.330. Amounts received pursuant to [the credit instrument and financing agreement repayment surcharge pursuant to] subsection [3] **1** of section 288.128 shall be used, following appropriation by the general assembly [and exclusively] for payment of [principal,] interest[,] and administrative expenses related to credit instruments issued under that section, or the payment of [principal,] interest[,] and administrative expenses related to financial agreements under subdivision (17) of subsection 2 of section 288.330, or the payment of the [principal,] interest[,] and administrative expenses related to a combination of credit instruments and financial agreements. Such moneys, except for moneys collected pursuant to section 288.128, shall not be expended or available for expenditure in any manner which would permit their substitution for, or a corresponding reduction in, federal funds which would in the absence of such money be available to finance expenditures for the administration of the employment security law, but nothing in this section shall prevent such moneys, except for moneys collected pursuant to section 288.128, from being used as a revolving fund, to cover expenditures, necessary and proper under the law, for which federal funds have been duly requested but not yet received, subject to the charging of such expenditures against such funds when received. Subject to the approval of the director of the department of labor and industrial relations, the moneys in this fund, except for moneys collected pursuant to section 288.128, shall be used by the department of labor and industrial relations for the payment of costs of administration which are found not to have been properly and validly chargeable against federal grants or other funds received for or in the unemployment compensation administration fund. Such moneys, except for moneys collected pursuant to section 288.128, shall be available either to satisfy the obligations incurred by the department of labor and industrial relations for the division directly or by requesting the board of fund commissioners to transfer the required amount from the special employment security fund to the unemployment compensation administration fund. The board of fund commissioners shall upon receipt of a written request of the department of labor and industrial relations make any such transfer. No expenditures of this fund or transfer herein provided, except for moneys collected pursuant to section 288.128, shall be made unless and until the director of the department of labor and industrial relations finds that no other funds are available or can properly be used to finance such expenditures, except that as hereinafter authorized expenditures from such fund may be made for the purpose of acquiring lands and buildings, or for the erection of buildings on lands so acquired, which are deemed necessary by the director of the department of labor and industrial relations for the proper administration of this law. The director of the department of labor and industrial relations shall order the transfer of such funds or the payment of any such obligation and such funds shall be paid by the state treasurer on requisitions drawn by the director of the department of labor and industrial relations directing the state auditor to issue his or her warrant therefor. Any such warrant shall be drawn by the state auditor based upon bills of particulars and vouchers certified by an officer or employee designated by the director of the department of labor and industrial relations. Such certification shall among

other things include a duly certified copy of the director of the department of labor and industrial relations' findings hereinbefore referred to. The moneys in this fund, except for moneys collected pursuant to section 288.128, are hereby specifically made available to replace, within a reasonable time, any moneys received by this state pursuant to section 302 of the Federal Social Security Act (42 U.S.C.A. Sec. 502), as amended, which, because of any action or contingency, have been lost or have been expended for purposes other than, or in amounts in excess of, those necessary for the proper administration of the employment security law. The moneys in this fund shall be continuously available to the director of the department of labor and industrial relations for expenditure in accordance with the provisions of this section and shall not lapse at any time or be transferred to any other fund except as herein provided.

2. The director of the department of labor and industrial relations, subject to the approval of the board of public buildings, is authorized and empowered to use all or any part of the funds in the special employment security fund, except for moneys collected pursuant to section 288.128, for the purpose of acquiring suitable office space for the division by way of purchase, lease, contract or in any other manner, including the right to use such funds or any part thereof to purchase land and erect thereon such buildings as he or she shall deem necessary or to assist in financing the construction of any building erected by the state of Missouri or any of its agencies wherein available space will be provided for the division under lease or contract between the department of labor and industrial relations and the state of Missouri or such other agency. The director of the department of labor and industrial relations may transfer from the unemployment compensation administration fund to the special employment security fund amounts not exceeding funds specifically available to the department of labor and industrial relations for that purpose, equivalent to the fair reasonable rental value of any land and buildings acquired for its use until such time as the full amount of the purchase price of such land and buildings and such cost of repair and maintenance thereof as was expended from the special employment security fund has been returned to such fund.

3. The director of the department of labor and industrial relations may also transfer from the unemployment compensation administration fund to the special employment security fund amounts not exceeding funds specifically available to the department of labor and industrial relations for that purpose, equivalent to the fair reasonable rental value of space used by the department of labor and industrial relations in any building erected by the state of Missouri or any of its agencies until such time as the department of labor and industrial relations' proportionate amount of the purchase price of such building and the department of labor and industrial relations' proportionate amount of such costs of repair and maintenance thereof as was expended from the special employment security fund has been returned to such fund.”; and

Further amend said bill, Page 28, Section 288.330, by deleting all of said section and inserting in lieu thereof the following:

“288.330. 1. Benefits shall be deemed to be due and payable only to the extent that moneys are available to the credit of the unemployment compensation fund and neither the state nor the division shall be liable for any amount in excess of such sums. The governor is authorized to apply for an advance to the state unemployment fund and to accept the responsibility for the repayment of such advance in order to secure to this state and its citizens the advantages available under the provisions of federal law.

2. (1) The purpose of this subsection is to provide a method of providing funds for the payment of unemployment benefits or maintaining an adequate fund balance in the unemployment compensation fund, and as an alternative to borrowing or obtaining advances from the federal unemployment trust fund or for refinancing those loans or advances.

(2) For the purposes of this subsection, "credit instrument" means any type of borrowing obligation issued under this section, including any bonds, commercial line of credit note, tax anticipation note or similar instrument.

(3) (a) There is hereby created for the purposes of implementing the provisions of this subsection a body corporate and politic to be known as the "Board of Unemployment Fund Financing". The powers of the board shall be vested in five board members who shall be the governor, lieutenant governor, attorney general, director of the department of labor, and the commissioner of administration. The board shall have all powers necessary to effectuate its purposes including, without limitation, the power to provide a seal, keep records of its proceedings, and provide for professional services. The governor shall serve as chair, the lieutenant governor shall serve as vice chair, and the commissioner of administration shall serve as secretary. Staff support for the board shall be provided by the commissioner of administration;

(b) Notwithstanding the provisions of any other law to the contrary:

a. No officer or employee of this state shall be deemed to have forfeited or shall forfeit his or her office or employment by reason of his or her acceptance of an appointment as a board member or for his or her service to the board;

b. Board members shall receive no compensation for the performance of their duties under this subsection, but each commissioner shall be reimbursed from the funds of the commission for his or her actual and necessary expenses incurred in carrying out his or her official duties under this subsection.

(c) In the event that any of the board members or officers of the board whose signatures or facsimile signatures appear on any credit instrument shall cease to be board members or officers before the delivery of such credit instrument, their signatures or facsimile signatures shall be valid and sufficient for all purposes as if such board members or officers had remained in office until delivery of such credit instrument.

(d) Neither the board members executing the credit instruments of the board nor any other board members shall be subject to any personal liability or accountability by reason of the issuance of the credit instruments.

(4) The board is authorized, by offering for public negotiated sale, to issue, sell, and deliver credit instruments, bearing interest at a fixed or variable rate as shall be determined by the board, which shall mature no later than [three] **ten** years after issuance, in the name of the board in an amount determined by the board not to exceed a total of four hundred fifty million dollars, less the principal amount of any financing agreement entered into under subdivision (17) of this subsection, for the purposes set forth in subdivision (1) of this subsection. Such credit instrument may only be issued upon the approval of a resolution authorizing such issuance by a simple majority of the members of the board, with no other proceedings required. [No credit instrument may be outstanding hereunder after January 15, 2008.]

(5) The board shall provide for the payment of the principal of the credit instruments, any redemption premiums, the interest on the credit instruments, and the costs attributable to the credit instruments being issued or outstanding as provided in this **chapter** [subsection and in section 288.310]. Unless the board directs otherwise, the credit instrument shall be repaid in the same time frame and in the same amounts as would be required for loans issued pursuant to 42 U.S.C. Section 1321; however, in no case shall credit instruments be outstanding for more than [three] **ten** years [and further provided that no credit instruments shall be outstanding hereunder after January 15, 2008].

(6) The board may irrevocably pledge money received from the credit instrument and financing agreement **emergency** repayment [surcharge] **fee** under subsection 3 of section 288.128, and other money legally available to it, which is deposited in an account [created] **authorized** for credit instrument repayment[in the special employment security fund], provided that the general assembly has first appropriated moneys received from such [surcharge] **fee** and other moneys deposited in such account for the payment of credit instruments.

(7) Credit instruments issued under this section shall not constitute debts of this state or of the board or any agency, political corporation, or political subdivision of this state and are not a pledge of the faith and credit of this state, the board or of any of those governmental entities and shall not constitute an indebtedness within the meaning of any constitutional or statutory limitation upon the incurring of indebtedness. The credit instruments are payable only from revenue provided for under this chapter. The credit instruments shall contain a statement to the effect that:

(a) Neither the state nor the board nor any agency, political corporation, or political subdivision of the state shall be obligated to pay the principal or interest on the credit instruments except as provided by this section; and

(b) Neither the full faith and credit nor the taxing power of the state nor the board nor any agency, political corporation, or political subdivision of the state is pledged to the payment of the principal, premium, if any, or interest on the credit instruments.

(8) The board pledges and agrees with the owners of any credit instruments issued under this section that the state will not limit or alter the rights vested in the board to fulfill the terms of any agreements made with the owners or in any way impair the rights and remedies of the owners until the credit instruments are fully discharged.

(9) The board may prescribe the form, details, and incidents of the credit instruments and make such covenants that in its judgment are advisable or necessary to properly secure the payment thereof. If such credit instruments shall be authenticated by the bank or trust company acting as registrar for such by the manual signature of a duly authorized officer or employee thereof, the duly authorized officers of the board executing and attesting such credit instruments may all do so by facsimile signature provided such signatures have been duly filed as provided in the uniform facsimile signature of public officials law, sections 105.273 to 105.278, RSMo, when duly authorized by resolution of the board, and the provisions of section 108.175, RSMo, shall not apply to such credit instruments. The board may provide for the flow of funds and the establishment and maintenance of separate accounts within the special employment security fund, including the interest and sinking account, the reserve account, and other necessary accounts, and may make additional covenants with respect to the credit instruments in the documents authorizing the issuance of credit instruments including refunding credit instruments. The resolutions authorizing the issuance of credit instruments may also prohibit the further issuance of credit instruments or other obligations payable from appropriated moneys or may reserve the right to issue additional credit instruments to be payable from appropriated moneys on a parity with or subordinate to the lien and pledge in support of the credit instruments being issued and may contain other provisions and covenants as determined by the board, provided that any terms, provisions or covenants provided in any resolution of the board shall not be inconsistent with the provisions of this section.

(10) The board may issue credit instruments to refund all or any part of the outstanding credit instruments issued under this section including matured but unpaid interest. As with other credit instruments issued under this section, such refunding credit instruments may bear interest at a fixed or variable rate as determined by the board. [No such refunding credit instruments may be outstanding for more than three years or after January 15, 2008.]

(11) The credit instruments issued by the board, any transaction relating to the credit instruments, and profits made from the sale of the credit instruments are free from taxation by the state or by any municipality, court, special district, or other political subdivision of the state.

(12) As determined necessary by the board the proceeds of the credit instruments less the cost of issuance shall be placed in the state's unemployment compensation fund and may be used for the purposes for which that fund may otherwise be used. If those net proceeds are not placed immediately in the unemployment compensation fund they shall be held in the special employment security fund in an account designated for that purpose until they are transferred to the unemployment compensation fund provided that the proceeds of refunding credit instruments may be placed in an escrow account or such other account or instrument as determined necessary by the board.

(13) The board may enter into any contract or agreement deemed necessary or desirable to effectuate cost-effective financing hereunder. Such agreements may include credit enhancement, credit support, or interest rate agreements including, but not limited to, arrangements such as municipal bond insurance; surety bonds; tax anticipation notes; liquidity facilities; forward agreements; tender agreements; remarketing agreements; option agreements; interest rate swap, exchange, cap, lock or floor agreements; letters of credit; and purchase agreements. Any fees or costs associated with such agreements shall be deemed administrative expenses [for the purposes of calculating the credit instrument and financing agreement repayment surcharge under subsection 3 of section 288.128. The board, with consideration of all other costs being equal, shall give preference to Missouri-headquartered financial institutions, or those out-of-state-based financial institutions with at least one hundred Missouri employees].

(14) To the extent this section conflicts with other laws the provisions of this section prevail. This section shall not be subject to the provisions of sections 23.250 to 23.298, RSMo.

(15) If the United States Secretary of Labor holds that a provision of this subsection or of any provision related to the levy or use of the credit instrument and financial agreement repayment surcharge does not conform with a federal statute or would result in the loss to the state of any federal funds otherwise available to it the board, in cooperation with the department of labor and industrial relations, may administer this subsection, and other provisions related to the credit instrument and financial agreement **emergency** repayment [surcharge] **fee**, to conform with the federal statute until the general assembly meets in its next regular session and has an opportunity to amend this subsection or other sections, as applicable.

(16) Nothing in this chapter shall be construed to prohibit the officials of the state from borrowing from the government of the United States in order to pay unemployment benefits under subsection 1 of this section or otherwise.

(17) (a) As used in this subdivision the term "lender" means any state or national bank.

(b) The board is authorized to enter financial agreements with any lender for the purposes set forth in subdivision (1) of this subsection, or to refinance other financial agreements in whole or in part, upon the approval of the simple majority of the members of the board of a resolution authorizing such financial agreements, with no other proceedings required. The total amount of the outstanding obligation under all such agreements shall not exceed the difference of four hundred fifty million dollars and the principal amount of credit instruments issued under this subsection. In no instance shall the outstanding obligation under any financial agreement continue for more than [three] **ten** years[, and no such financial agreement, whether entered into for refinancing purposes or otherwise, shall be outstanding after January 15, 2008]. Repayment of obligations to lenders shall be made from the special employment security fund, section 288.310, **or principal incurred due to the payment of unemployment benefits may be repaid from the unemployment compensation fund**, subject to appropriation by the general assembly.

(c) Financial agreements entered into under this subdivision shall not constitute debts of this state or of the board or any agency, political corporation, or political subdivision of this state and are not a pledge of the faith and credit of this state, the board or of any of those governmental entities and shall not constitute an indebtedness within the meaning of any constitutional or statutory limitation upon the incurring of indebtedness. The financial agreements are payable only from revenue provided for under this chapter. The financial agreements shall contain a statement to the effect that:

a. Neither the state nor the board nor any agency, political corporation, or political subdivision of the state shall be obligated to pay the principal or interest on the financial agreements except as provided by this section; and

b. Neither the full faith and credit nor the taxing power of the state nor the board nor any agency, political corporation, or political subdivision of the state is pledged to the payment of the principal, premium, if any, or interest on the financial agreements.

(d) Neither the board members executing the financial agreements nor any other board members shall be subject to any personal liability or accountability by reason of the execution of such financial agreements.

(e) The board may prescribe the form, details and incidents of the financing agreements and make such covenants that in its judgment are advisable or necessary to properly secure the payment thereof provided that any terms, provisions or covenants provided in any such financing agreement shall not be inconsistent with the provisions of this section. If such financing agreements shall be authenticated by the bank or trust company acting as registrar for such by the manual signature of a duly authorized officer or employee thereof, the duly authorized officers of the board executing and attesting such financing agreements may all do so by facsimile signature provided such signatures have been duly filed as provided in the uniform facsimile signature of public officials law, sections 105.273 to 105.278, RSMo, when duly authorized by resolution of the board and the provisions of section 108.175, RSMo, shall not apply to such financing agreements.

(18) The commission may issue credit instruments to refund all or any part of the outstanding borrowing issued under this section including matured but unpaid interest.

(19) The credit instruments issued by the commission, any transaction relating to the credit instruments, and profits made from the issuance of credit are free from taxation by the state or by any municipality, court, special district, or other political subdivision of the state.

3. In event of the suspension of this law, any unobligated funds in the unemployment compensation fund, and returned by the United States Treasurer because such Federal Social Security Act is inoperative, shall be held in custody by the treasurer and under supervision of the division until the legislature shall provide for the disposition thereof. In event no disposition is made by the legislature at the next regular meeting subsequent to suspension of said law, then all unobligated funds shall be returned ratably to those who contributed thereto.

4. For purposes of this section, as contained in senate substitute no. 2 for senate committee substitute for house substitute for house committee substitute for house bill nos. 1268 and 1211, ninety-second general assembly, second regular session, the revisor of statutes shall renumber subdivision (16) of subsection 2 of such section as subdivision (17) of such subsection and renumber subdivision (17) of subsection 2 of such section as subdivision (16) of such subsection.""; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roark, **House Amendment No. 2** was adopted.

Representative St. Onge offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1456, Pages 44 through 46, Section 288.475, Lines 1 thru 79, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hunter offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1

to

House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for House Bill No. 1456, by inserting after all of said amendment one new section to read as follows:

"288.476. No person shall be appointed to the Missouri State Unemployment Council as representative of employees if such person, in his or her profession or vocation, has responsibility to represent employers on matters relating to unemployment compensation. No person shall be appointed to the Missouri State Unemployment Council as a representative of employers if such person, in his or her profession or vocation, has a responsibility to represent employees on matters relating to unemployment compensation."; and

Further amend the title, enacting clause and intersectional references accordingly.

Representative Hunter moved that **House Amendment No. 1 to House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative St. Onge, **House Amendment No. 3** was adopted by the following vote:

AYES: 105

Aull	Baker 123	Behnen	Bivins	Black
Bland	Bogetto	Bowman	Boykins	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chappelle-Nadal	Cooper 155	Cooper 158	Corcoran	Curls
Darrough	Daus	Deeken	Donnelly	Dougherty
Dusenberg	El-Amin	Faith	Fares	Flook
Frame	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Kingery	Kratky	Kraus
Kuessner	Lampe	Lembke	LeVota	Liese
Lipke	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Nance
Nolte	Oxford	Page	Parker	Pearce
Pollock	Pratt	Robinson	Roorda	Rupp
Salva	Sater	Schlottach	Schneider	Schoemehl
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Villa	Vogt	Wagner
Walsh	Whorton	Wildberger	Wilson 130	Witte
Wright-Jones	Yaeger	Yates	Young	Zweifel

NOES: 049

Bean	Bearden	Chinn	Cooper 120	Cunningham 145
Cunningham 86	Davis	Day	Dempsey	Denison
Dethrow	Dixon	Emery	Ervin	Fisher
Franz	Hunter	Ice	Jones	Kelly
Lager	Loehner	Marsh	Muschany	Nieves
Parson	Phillips	Portwood	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Schaaf	Schad	Self	Threlkeld	Tilley
Viebrock	Wasson	Wells	Weter	Wilson 119
Wood	Wright 137	Wright 159	Mr Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 009

Avery	Baker 25	Brown 30	Dake	Myers
Rucker	Scharnhorst	Wallace	Walton	

Representative Burnett offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1456, Page 44, Section 290.595, Lines 1 to 30, by deleting all of said lines; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Burnett moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 075

Aull	Baker 123	Bivins	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Corcoran	Curls
Darrough	Daus	Donnelly	Dougherty	El-Amin
Flook	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 47	Johnson 61	Johnson 90	Jolly
Kratky	Kraus	Kuessner	Lampe	Lembke
LeVota	Liese	Lipke	Low 39	Lowe 44
McGhee	Meadows	Meiners	Nolte	Oxford
Page	Parker	Robinson	Roorda	Salva
Schoemehl	Shoemyer	Silvey	Skaggs	Spreng
St. Onge	Storch	Swinger	Tilley	Villa
Vogt	Wagner	Walsh	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

NOES: 078

Bean	Bearden	Behnen	Black	Bruns
Chinn	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Franz
Guest	Hobbs	Hunter	Icet	Jackson
Jones	Kelly	Kingery	Lager	Loehner
Marsh	May	Moore	Munzlinger	Muschany
Nance	Nieves	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Schlottach
Self	Smith 14	Smith 118	Smith 150	Stevenson
Sutherland	Threlkeld	Viebrock	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Baker 25	Brown 30	Dake	Myers
Rucker	Scharnhorst	Schneider	Wallace	Walton

Representative Vogt offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 1456, Page 13, Section 288.046, by deleting all of said section; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vogt moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote:

AYES: 063

Aull	Bland	Bogetto	Bowman	Bringer
Brown 50	Burnett	Casey	Chappelle-Nadal	Corcoran
Curls	Darrough	Daus	Donnelly	Dougherty
El-Amin	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kuessner	Lampe	LeVota	Liese	Low 39
Lowe 44	Meadows	Meiners	Nolte	Oxford
Page	Parker	Robinson	Roorda	Salva
Schoemehl	Shoemyer	Silvey	Skaggs	Spreng
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

NOES: 090

Baker 123	Bean	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Icet	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Nance	Nieves
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 009

Avery	Baker 25	Boykins	Brown 30	Dake
Myers	Rucker	Wallace	Walton	

Representative Smith (118) offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 1456, Page 4, Section 288.036, Line 81, by deleting the opening bracket “[“ on said line; and

Further amend said section, Page 4, Lines 84-93, by deleting all of said lines and inserting in lieu thereof, the following:

“less than seven thousand dollars.”; and

Further amend said bill, Page 4, Section 288.038, Line 9, by deleting the opening bracket “[“ on said line; and

Further amend said section, Page 5, Lines 17 through 35, by deleting all of said lines and inserting in lieu thereof the following:

“year 2010, and each calendar year thereafter. If such benefit amount is not a multiple of one dollar, such amount shall be”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roark offered **House Substitute Amendment No. 1 for House Amendment No. 6.**

*House Substitute Amendment No. 1
for
House Amendment No. 6*

AMEND House Committee Substitute for House Bill No. 1456, Page 5, Section 288.038, Lines 17 through 35, by deleting all of said lines and inserting in lieu thereof the following:

“year 2010, and each calendar year thereafter]. **Beginning in calendar year 2006 and continuing each calendar year thereafter, the maximum weekly benefit amount shall not exceed two hundred seventy dollars if the balance of the unemployment compensation trust fund is less than or equal to four hundred million dollars. Beginning on January first of the year following the year in which the balance in the unemployment compensation trust fund exceeds four hundred million dollars, the maximum weekly benefit amount shall increase to two hundred eighty dollars. In each subsequent year in which the unemployment compensation trust fund balance exceeds four hundred million dollars the maximum weekly benefit amount shall increase by ten dollars, except in no case shall the weekly benefit amount increase beyond three hundred twenty dollars. For purposes of this section, the balance in the fund shall be determined to be the balance in the unemployment compensation trust fund on the preceding September thirtieth less any outstanding federal Title XII advances received under section 288.330, or if the fund is not utilizing moneys advanced by the federal government, then less the principal, interest, and administrative expenses related to credit instruments issued under section 288.330, or the principal, interest, and administrative expenses related to financial agreements under subdivision (17) of section 288.330, or the principal, interest, and administrative expenses related to a combination of Title XII advances, credit instruments, and financial agreements.** If such benefit amount is not a multiple of one dollar, such amount shall be”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roark moved that **House Substitute Amendment No. 1 for House Amendment No. 6** be adopted.

Which motion was defeated by the following vote:

AYES: 024

Bearden	Cooper 120	Cunningham 145	Cunningham 86	Davis
Day	Dethrow	Dixon	Emery	Fisher
Hunter	Jackson	Kelly	Marsh	May
Muschany	Quinn	Rector	Richard	Roark
Robb	Ruestman	Schad	Mr Speaker	

NOES: 128

Aull	Baker 123	Behnen	Bivins	Black
Bland	Bogetto	Bowman	Boykins	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 155	Cooper 158	Corcoran
Curls	Darrough	Daus	Deeken	Dempsey
Denison	Donnelly	Dougherty	Dusenberg	El-Amin
Ervin	Faith	Fares	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Ice	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	McGhee	Meadows	Meiners	Moore
Munzlinger	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Robinson
Roorda	Rupp	Salva	Sander	Sater
Scharnhorst	Schlottach	Schneider	Schoemehl	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Villa	Vogt
Wagner	Walsh	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 011

Avery	Baker 25	Bean	Brown 30	Dake
Rucker	Schaaf	Self	Viebrock	Wallace
Walton				

On motion of Representative Smith (118), **House Amendment No. 6** was adopted.

Representative Walsh offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 1456, Page 6, Section 288.040, Lines 34-35, by deleting the opening and closing brackets on said lines.

HCS HB 1456, as amended, with House Amendment No. 7, pending, was laid over.

HOUSE BILL WITH SENATE AMENDMENT

SCS HCS HB 1014, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HCS HB 1014** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted by the following vote:

AYES: 086

Baker 123	Bean	Bearden	Behnen	Bivins
Black	Bruns	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hunter	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Lager	Lembke	Lipke	Loehner	Marsh
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nieves	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Smith 14	Smith 118
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

NOES: 070

Aull	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Chinn	Chappelle-Nadal	Corcoran	Curls	Darrough
Daus	Donnelly	Dougherty	El-Amin	Faith
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kraus
Kuessner	Lampe	LeVota	Liese	Low 39
Lowe 44	Meadows	Meiners	Nance	Nolte
Oxford	Page	Robinson	Roorda	Rupp
Salva	Schoemehl	Shoemyer	Silvey	Skaggs

Smith 150	Spreng	Storch	Swinger	Villa
Vogt	Wagner	Walsh	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 007

Avery	Baker 25	Brown 30	Dake	Rucker
Wallace	Walton			

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1077 - Ways and Means
HB 1404 - Health Care Policy
HB 1405 - Elections
HB 1507 - Crime Prevention and Public Safety
HB 1581 - Senior Citizen Advocacy
HB 1639 - Special Committee on General Laws
HB 1777 - Job Creation and Economic Development
HB 1778 - Special Committee on Student Achievement and Finance
HB 1793 - Children and Families
HB 1814 - Special Committee on General Laws
HB 1832 - Ways and Means
HB 1840 - Crime Prevention and Public Safety
HB 1841 - Agriculture Policy
HB 1868 - Workforce Development and Workplace Safety
HB 1869 - Elections
HB 1870 - Job Creation and Economic Development
HB 1878 - Crime Prevention and Public Safety
HB 1879 - Transportation
HB 1880 - Local Government
HB 1881 - Crime Prevention and Public Safety
HB 1882 - Crime Prevention and Public Safety
HB 1883 - Judiciary
HB 1887 - Crime Prevention and Public Safety
HB 1888 - Ways and Means
HB 1889 - Transportation
HB 1898 - Corrections and Public Institutions
HB 1899 - Transportation
HB 1900 - Elections
HB 1904 - Health Care Policy
HB 1905 - Senior Citizen Advocacy
HB 1918 - Transportation
HB 1925 - Crime Prevention and Public Safety

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1742** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Agriculture Policy, Chairman Myers reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1446**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Elementary and Secondary Education, Chairman Cunningham (86) reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1059**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1449**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1339**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1392**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Student Achievement and Finance, Chairman Baker (123) reporting:

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **HB 1180**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HB 998**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1101**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1222**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1245**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1333**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1358**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1432**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1437**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1498**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 4 hours for debate on Perfection**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1601**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1632**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1687**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1722**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1732**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1827**, begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 1014** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Champion, Dougherty and Green.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 561**, entitled:

An act to repeal section 313.820, RSMo, and to enact in lieu thereof one new section relating to excursion gambling boat admission fee revenue.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 751**, entitled:

An act to repeal section 177.091, RSMo, and to enact in lieu thereof one new section relating to public school property.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 766**, entitled:

An act to repeal section 143.782, RSMo, and to enact in lieu thereof one new section relating to income tax set offs.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 809**, entitled:

An act to repeal section 89.020, RSMo, and to enact in lieu thereof one new section relating to zoning ordinances.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 863**, entitled:

An act to repeal section 320.300, RSMo, and to enact in lieu thereof one new section relating to volunteer fire protection associations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 893**, entitled:

An act to repeal section 321.554, RSMo, and to enact in lieu thereof one new section relating to a sales tax for districts that provide certain emergency services.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 919**, entitled:

An act to repeal section 77.580, RSMo, relating to concealed weapons in third class cities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 936**, entitled:

An act to repeal section 182.105, RSMo, and to enact in lieu thereof one new section relating to county library district bonds.

In which the concurrence of the House is respectfully requested.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SCS HCS HB 1014: Representatives Icet, Robb, Sater, Shoemyer and Donnelly

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1961, introduced by Representative Tilley, relating to highways.

HB 1962, introduced by Representative Fraser, relating to a homestead exemption for senior citizens and disabled persons.

HB 1963, introduced by Representative St. Onge, relating to certification standards for law enforcement officials who enforce commercial motor vehicle laws.

HB 1964, introduced by Representatives Low (39), Lowe (44), Hughes, Walsh, Jolly, Skaggs, Meiners, Brown (50), Chappelle-Nadal, Robinson, Curls, Sanders Brooks, Villa, Wright-Jones, Bland, Storch, Johnson (90), LeVota, Page, Kuessner, Salva, Young, El-Amin and Johnson (61), relating to a tax credit for service as a poll worker.

HB 1965, introduced by Representatives Sater, Weter, Smith (118), Threlkeld, Wasson, Chinn, Munzlinger, Pollock, Pearce, Dethrow, Scharnhorst, Hughes, Aull, Hobbs and Cunningham (86), relating to health savings accounts.

HB 1966, introduced by Representative Cooper (120), relating to net operating loss.

HB 1967, introduced by Representative Schlottach, relating to transient guest tax for funding the promotion of tourism.

HB 1968, introduced by Representative Zweifel, relating to the higher education loan authority.

HB 1969, introduced by Representatives Munzlinger, Myers and Hobbs, relating to the payments of cleanup costs for anhydrous ammonia releases.

HB 1970, introduced by Representatives Munzlinger, Myers and Hobbs, relating to liability for damage or destruction of field crop products.

HB 1971, introduced by Representatives Sutherland, Pearce, Moore, Young, McGhee, Brown (50), Wilson (119), Meadows, Corcoran, Chappelle-Nadal, Walton and Storch, relating to identity theft.

HB 1972, introduced by Representative Cooper (158), relating to the transition period for statewide elected officials.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Behnen is no longer a member of the Elementary and Secondary Education Committee.

Representative Dake has been appointed a member of the Special Committee on Agri-Business.

Representative Denison is no longer a member of the Special Committee on Healthcare Facilities.

Representative Frame has been appointed a member of the Financial Institutions Committee.

Representative Harris (110) is no longer a member of the Special Committee on Agri-Business.

Representative Quinn has been appointed a member of the Budget Committee.

Representative Scharnhorst has been appointed a member of the Elementary and Secondary Education Committee.

Representative Self is no longer a member of the Budget Committee.

Representative Threlkeld has been appointed a member of the Special Committee on Healthcare Facilities.

Representative Vogt is no longer a member of the Financial Institutions Committee.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, March 8, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Wednesday, March 8, 2006, House Gallery north side upon evening adjournment.
Executive session.

CHILDREN AND FAMILIES

Wednesday, March 8, 2006, 9:00 a.m. House Gallery south side.
Executive session only.

CONFERENCE COMMITTEE - APPROPRIATIONS

Thursday, March 9, 2006, 8:00 a.m. Hearing Room 3.
Public hearing to be held on: SCS HCS HB 1014

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 8, 2006, 6:00 p.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: HB 1617, HB 1374, HB 1790, HB 1459

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 8, 2006, 8:00 a.m. Hearing Room 6.
Public hearings to be held on: HB 1350, HB 999
Executive session will be held on: HB 1065, HB 1192

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 8, 2006, 8:00 a.m. Hearing Room 3.
Executive session may follow.
Public hearings to be held on: HB 1750, HB 1522, HB 1218

HEALTH CARE POLICY

Thursday, March 9, 2006, 8:00 a.m. Hearing Room 7.
Executive session may follow. Hearing will continue on HB 1444.
Public hearings to be held on: HB 1444, HB 1534, HB 1477

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, March 8, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1859, HCR 25, HB 1787, HB 1629

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, March 13, 2006, 11:00 a.m. Hearing Room 6.

Quarterly business meeting.

Some portions of the meeting may be closed pursuant to Section 610.021

JOINT COMMITTEE ON TAX POLICY

Monday, March 13, 2006, 12:30 p.m. Hearing Room 1.

Property assessments.

JUDICIARY

Thursday, March 9, 2006, Hearing Room 1 one hour after adjournment.

Executive session.

LOCAL GOVERNMENT

Thursday, March 9, 2006, 8:00 a.m. Hearing Room 6.

Executive session will follow.

Public hearings to be held on: HB 1710, HB 1711, HB 1733, HB 1426, HB 1201

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 8, 2006, 12:00 p.m. Hearing Room 1. AMENDED

Public hearings to be held on: HB 1269, HB 1244, HB 1551, HB 1693,

HB 1700, HB 1494, HB 1572

Executive session may be held on: HB 1260, HB 1515, HB 1517, HB 1553, HB 1759,

HB 1760, HB 1494, HB 1572, HB 1656, HB 1657, HB 1658, HB 1659, HB 1660,

HB 1661, HB 1662, HB 1665, HB 1666, HB 1667, HB 1669, HB 1670

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, March 9, 2006, 8:30 a.m. Hearing Room 5.

Public hearings to be held on: HB 1001, HCS HB 1002, HCS HB 1003,
HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008,
HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012, HB 1013,

HCS HB 1461, 1375, 1110 & 1103, HCS HB 1273 & 1136,

HCS HB 1559, HCS HB 1075, HCS HB 1339, HB 1392, HCS HB 1180

SENIOR CITIZEN ADVOCACY

Thursday, March 9, 2006, 8:15 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1581, HB 1905, HB 1423, HB 1767

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, March 8, 2006, Side gallery upon afternoon adjournment.

Executive session will be held.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 13, 2006, 6:00 p.m. Hearing Room 3.

Public hearings to be held on: HB 1783, HB 1505

Executive session may be held on: HB 1487, HB 1135

TRANSPORTATION

Wednesday, March 8, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1634, HB 1158, HB 1541,

HB 1704, HB 1780, HB 1340

UTILITIES

Wednesday, March 8, 2006, 12:00 p.m. Hearing Room 5.

Possible Executive session.

If session runs long, committee will meet upon morning recess.

VETERANS

Wednesday, March 8, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearing to be held on: HB 1762

WAYS AND MEANS

Wednesday, March 8, 2006, 6:00 p.m. Hearing Room 5.

Possible Executive session.

Public hearings to be held on: HB 1692, HB 1429

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, March 8, 2006, 12:00 p.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 1811

HOUSE CALENDAR

THIRTY-SEVENTH DAY, WEDNESDAY, MARCH 8, 2006

HOUSE BILLS FOR SECOND READING

HB 1961 through HB 1972

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden

HOUSE BILLS FOR PERFECTION

- | | | |
|----|--|-------------------------|
| 1 | HCS HB 1456, as amended, HA 7, pending - Roark | (4 hours on Perfection) |
| 2 | HCS HB 1145, 1359 & 1121 - Portwood | |
| 3 | HCS HB 1078 - Cunningham (145) | |
| 4 | HB 1310 - Lipke | |
| 5 | HCS HB 1380 - St. Onge | |
| 6 | HCS HB 1485 - Icet | |
| 7 | HCS HB 1026 - Rucker | |
| 8 | HB 1302 - Cooper (155) | |
| 9 | HCS HB 1305 - Smith (118) | |
| 10 | HB 994 - Dusenberg | |
| 11 | HCS HB 1151 - Cunningham (86) | |
| 12 | HCS HB 1317 - Lipke | |
| 13 | HCS HB 1349 - Loehner | |
| 14 | HCS HB 974 - Davis | |
| 15 | HCS HB 1275 - Baker (123) | |
| 16 | HB 1521 - Richard | |
| 17 | HCS HB 1532 - Lembke | |
| 18 | HB 1498, - Dethrow | (4 hours on Perfection) |
| 19 | HCS HB 1632 - Cooper (120) | |
| 20 | HB 1827 - Wasson | |

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(3/01/06)

- | | |
|---|----------------------------|
| 1 | HCS HB 1153 - Emery |
| 2 | HB 1320 - Lipke |
| 3 | HCS HB 1343 - Munzlinger |
| 4 | HCS HB 1357 - Johnson (47) |
| 5 | HCS HB 1366 - Robinson |
| 6 | HCS HB 1367 - Hobbs |
| 7 | HB 1424 - Franz |

(3/06/06)

- | | |
|---|---------------------------|
| 1 | HB 984 - Meadows |
| 2 | HB 1058 - Cunningham (86) |
| 3 | HCS HB 1306 - Smith (118) |
| 4 | HB 1491 - Walton |

(3/08/06)

- 1 HB 998 - Smith (118)
- 2 HCS HB 1101 - Schaaf
- 3 HB 1222 - Cooper (158)
- 4 HB 1245 - Sater
- 5 HCS HB 1333 - Black
- 6 HB 1358 - Portwood
- 7 HCS HB 1432 - Moore
- 8 HB 1437 - Threlkeld
- 9 HB 1601 - Weter
- 10 HB 1687 - Wright (137)
- 11 HB 1722 - Sutherland
- 12 HB 1732 - Fraser

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1742, E.C. - Portwood
- 2 HCS HB 1070 - Johnson (47)

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1427 - Johnson (90)
- 2 HB 1035 - Young
- 3 HCS HB 1138 - Johnson (47)
- 4 HCS HB 978 - Smith (14)
- 5 HB 1251 - Guest
- 6 HCS HB 1344, E.C. - Villa
- 7 HCS HB 1168 - Tilley
- 8 HB 1204 - Roorda
- 9 HCS HB 1100 - Schaaf
- 10 HCS HB 1232 - Smith (118)

SENATE BILLS FOR SECOND READING

- 1 SB 561
- 2 SCS SB 751
- 3 SB 766
- 4 SB 809
- 5 SB 863
- 6 SB 893
- 7 SB 919
- 8 SB 936

BILL IN CONFERENCE

SCS HCS HB 1014 - Icet

HOUSE CONCURRENT RESOLUTION

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRTY-SEVENTH DAY, WEDNESDAY, MARCH 8, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Blessed be the Lord God of all creation from everlasting to everlasting! We give thanks to You Lord for You are good and Your mercy endures forever.

We ask Your favor, that You may be gracious to us.

Help us in this way: May we, in no way, speak presumptuously; let not arrogance go forth from our mouth: For You, Lord, are a God of knowledge, and, by You, actions are weighed.

We will not forget Your previous work on our behalf; how You answered us when we asked for wisdom, granting us knowledge beyond our years. You shine as a light in dark places. So we, wait patiently for Your counsel. We wait in anticipation of Your revealed insight into present day issues.

Now may You, O God, who has loved us and given us everlasting comfort and good hope by grace, comfort our hearts and establish us in every good word and work.

For it is in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Nicole Eneff, Taylor Gallagher, Ashley Kanak, Charity Franklin, Baylee Lepper, Logan Bax, Caitlin Green, Jessica Brinker, Kelcie Ohrenberg, Nichole Norgard and Zack Ohrenberg.

The Journal of the thirty-sixth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1132

and

House Resolution No. 1133 - Representative Schneider

House Resolution No. 1134

and

House Resolution No. 1135 - Representative Kelly

SECOND READING OF HOUSE BILLS

HB 1961 through **HB 1972** were read the second time.

SECOND READING OF SENATE BILLS

SB 561, SCS SB 751, SB 766, SB 809, SB 863, SB 893, SB 919 and **SB 936** were read the second time.

SPECIAL RECOGNITION

William Newton Martin was introduced by Representative Denison and recognized as an Outstanding Missourian.

Speaker Pro Tem Bearden assumed the Chair.

PERFECTION OF HOUSE BILLS

HCS HB 1456, as amended, with House Amendment No. 7, pending, relating to employment security, was placed on the Informal Calendar.

HCS HB 1275, relating to virtual schools, was taken up by Representative Baker (123).

HCS HB 1275 was laid over.

HCS HB 1078, relating to tuition grants, was taken up by Representative Cunningham (145).

On motion of Representative Cunningham (145), **HCS HB 1078** was adopted.

On motion of Representative Cunningham (145), **HCS HB 1078** was ordered perfected and printed.

HB 1310, relating to emergency vehicle personnel, was taken up by Representative Lipke.

On motion of Representative Lipke, **HB 1310** was ordered perfected and printed.

HCS HBs 1145, 1359 & 1121, relating to a tax deduction for long-term care, was taken up by Representative Portwood.

On motion of Representative Portwood, **HCS HBs 1145, 1359 & 1121** was adopted.

On motion of Representative Portwood, **HCS HBs 1145, 1359 & 1121** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - CONSENT

HB 1427, relating to waivers for dissolved corporations, was taken up by Representative Johnson (90).

On motion of Representative Johnson (90), **HB 1427** was read the third time and passed by the following vote:

AYES: 156

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Avery	Brown 30	Chappelle-Nadal	Cooper 155	Hunter
Rucker	Walton			

Speaker Pro Tem Bearden declared the bill passed.

HB 1035, relating to disabled parking, was taken up by Representative Young.

On motion of Representative Young, **HB 1035** was read the third time and passed by the following vote:

AYES: 151

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Faith	Fares	Fisher	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robinson	Roorda	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Wasson	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 003

Chinn	Ervin	Myers
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PRESENT: 001

Flook

ABSENT WITH LEAVE: 008

Avery	Brown 30	Chappelle-Nadal	Hunter	Robb
Rucker	Walton	Wells		

Speaker Pro Tem Bearden declared the bill passed.

HCS HB 1138, relating to police military leave, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS HB 1138** was read the third time and passed by the following vote:

AYES: 157

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Iceet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Avery	Brown 30	Chappelle-Nadal	Rucker	Walton
Wasson				

Speaker Pro Tem Bearden declared the bill passed.

HCS HB 978, relating to the Vietnam War Medallion Program, was taken up by Representative Smith (14).

On motion of Representative Smith (14), **HCS HB 978** was read the third time and passed by the following vote:

AYES: 156

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrouh	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Ruestman	Rupp
Salva	Sander	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Avery	Brown 30	Chappelle-Nadal	Hobbs	Rucker
Sater	Walton			

Speaker Pro Tem Bearden declared the bill passed.

HOUSE CONCURRENT RESOLUTION

HCR 13, relating to voluntary prayer and religious displays, was placed on the Informal Calendar.

On motion of Representative Dempsey, the House recessed until 2:00 p.m..

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Cagney Hawkins and Palin Hawkins.

HOUSE CONCURRENT RESOLUTION

Representative Fraser offered House Concurrent Resolution No. 31.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1136
and
House Resolution No. 1137 - Representative Portwood
House Resolution No. 1138
through
House Resolution No. 1143 - Representative St. Onge
House Resolution No. 1144
and
House Resolution No. 1145 - Representative Kraus
House Resolution No. 1146
through
House Resolution No. 1153 - Representative St. Onge
House Resolution No. 1154 - Representative Roark
House Resolution No. 1155 - Representative Quinn
House Resolution No. 1156 - Representative Chappelle-Nadal
House Resolution No. 1157 - Representative Skaggs
House Resolution No. 1158
through
House Resolution No. 1165 - Representative Lager
House Resolution No. 1166 - Representative Wilson (119)

THIRD READING OF HOUSE BILLS - CONSENT

HB 1251, relating to equipment grants, was taken up by Representative Guest.

On motion of Representative Guest, **HB 1251** was read the third time and passed by the following vote:

AYES: 155

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86

Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robinson	Roorda	Ruestman	Rupp	Salva
Sander	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Brown 30	Chappelle-Nadal	Parker	Robb
Rucker	Sater	Walton		

Speaker Jetton declared the bill passed.

Representative Dixon assumed the Chair.

HCS HB 1344, relating to St. Louis Firemen's Retirement System, was taken up by Representative Villa.

On motion of Representative Villa, **HCS HB 1344** was read the third time and passed by the following vote:

AYES: 154

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow

Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Rupp	Salva	Sander
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 001

Haywood

PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Brown 30	Chappelle-Nadal	El-Amin	Pearce
Rucker	Sater	Walton		

Representative Dixon declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 155

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota

Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Ruestman	Rupp	Salva
Sander	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Brown 30	Chappelle-Nadal	El-Amin	Pratt
Rucker	Sater	Walton		

HCS HB 1168, relating to committee for impaired pharmacists, was taken up by Representative Tilley.

On motion of Representative Tilley, **HCS HB 1168** was read the third time and passed by the following vote:

AYES: 152

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Curls	Dake
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Schaaf	Schad

Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 001

Cunningham 86

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Boykins	Brown 30	Chappelle-Nadal	Darrough
Haywood	Low 39	Rucker	Sater	Walton

Representative Dixon declared the bill passed.

HB 1204, relating to duties of jailers, was taken up by Representative Roorda.

On motion of Representative Roorda, **HB 1204** was read the third time and passed by the following vote:

AYES: 153

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Henke	Hobbs	Hoskins
Hubbard	Hughes	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Ruestman	Rupp	Salva	Sander	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley

Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Boykins	Brown 30	Chappelle-Nadal	Haywood
Hunter	Lembke	Rucker	Sater	Walton

Representative Dixon declared the bill passed.

HCS HB 1100, relating to jury duty, was taken up by Representative Schaaf.

Speaker Pro Tem Bearden resumed the Chair.

HCS HB 1100 was laid over.

PERFECTION OF HOUSE BILL

HCS HB 1275, relating to virtual schools, was again taken up by Representative Baker (123).

Representative Baker (123) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1275, Page 2, Section 161.670, Line 36, by deleting the words “**Any rule or portion of a rule, as that term**” and inserting in lieu thereof the following:

“**5. The state board of education through the rule-making process and the department of elementary and secondary education in its policies and procedures shall ensure that multiple content providers are allowed.**

6. Any rule or portion of a rule, as that term”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker (123), **House Amendment No. 1** was adopted.

Representative Baker (123) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1275, throughout the bill, by deleting the phrase “**virtual school**” each time it occurs and replacing it with the phrase “**virtual public school**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker (123), **House Amendment No. 2** was adopted.

HCS HB 1275, as amended, was laid over.

PERFECTION OF HOUSE BILL - INFORMAL

HCS HB 1456, as amended, with House Amendment No. 7, pending, relating to employment security, was taken up by Representative Roark.

Representative Cooper (120) assumed the Chair.

On motion of Representative Walsh, **House Amendment No. 7** was adopted by the following vote:

AYES: 109

Aull	Baker 25	Baker 123	Behnen	Bivins
Black	Bland	Bogetto	Bowman	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Cooper 158	Corcoran	Curls	Dake
Darrough	Daus	Dempsey	Donnelly	Dougherty
Dusenberg	El-Amin	Faith	Fares	Flook
Frame	Fraser	George	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hughes	Johnson 47	Johnson 61	Johnson 90	Jolly
Kratky	Kraus	Kuessner	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	McGhee	Meadows	Meiners
Moore	Munzlinger	Nance	Nolte	Oxford
Page	Parker	Pearce	Pollock	Portwood
Pratt	Richard	Robb	Robinson	Roorda
Rupp	Salva	Sander	Scharnhorst	Schlottach
Schneider	Schoemehl	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	St. Onge
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Wasson	Wells	Whorton	Wildberger
Wilson 130	Witte	Wood	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	

NOES: 046

Bean	Bearden	Cooper 120	Cooper 155	Cunningham 145
Cunningham 86	Davis	Day	Deeken	Denison
Dethrow	Dixon	Emery	Ervin	Fisher
Franz	Hunter	Icet	Jackson	Jones
Kelly	Kingery	Lager	May	Muschany
Myers	Nieves	Parson	Phillips	Quinn
Rector	Roark	Ruestman	Schaaf	Schad
Self	Stevenson	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Weter	Wilson 119	Wright 137
Mr Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Boykins	Brown 30	Chappelle-Nadal	Haywood
Rucker	Sater	Walton		

Representative Flook offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 1456, Page 44, Section 290.595, Line 16, by inserting after the word "**authorities**" the following: "**a good faith belief of**"; and

Further amend said bill, Page 44, Section 290.595, Line 19, by inserting after the word "**discharged**" the following: "**or retaliated against**"; and

Further amend said bill, Page 44, Section 290.595, Line 25, by inserting after the word "**that**" the following: "**the employee had a good faith belief**"; and

Further amend said bill, Page 44, Section 290.595, Line 28, by inserting after the word "**discharged**" the following: "**or retaliated against**"; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Roark raised a point of order that **House Amendment No. 8** amends previously amended material.

Speaker Pro Tem Bearden resumed the Chair.

The Chair ruled the point of order not well taken.

Representative Cooper (120) resumed the Chair.

Representative Flook moved that **House Amendment No. 8** be adopted.

Which motion was defeated by the following vote:

AYES: 072

Aull	Baker 25	Bland	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	Dougherty	El-Amin	Faith
Flook	Frame	Fraser	George	Harris 23
Harris 110	Henke	Hoskins	Hubbard	Hughes
Johnson 47	Johnson 61	Johnson 90	Jolly	Kratky
Kraus	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Nolte
Oxford	Page	Parker	Robinson	Roorda
Rupp	Salva	Schneider	Schoemehl	Shoemyer
Silvey	Skaggs	Smith 150	Spreng	Storch
Swinger	Villa	Vogt	Wagner	Walsh

Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

NOES: 083

Baker 123	Bean	Bearden	Behnen	Bivins
Black	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Fares	Fisher	Franz
Guest	Hobbs	Hunter	Ice	Jackson
Jones	Kelly	Kingery	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Schaaf
Schad	Scharnhorst	Schlottach	Self	Smith 14
Smith 118	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Boykins	Brown 30	Chappelle-Nadal	Haywood
Rucker	Sater	Walton		

Representative George offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 1456, Page 23, Section 288.128, Lines 42-46, by deleting all of said lines; and

Further amend said page and section, Line 47, by deleting the words: “this chapter”; and

Further amend said page and section, Line 51, by deleting the opening and closing brackets and by deleting the word “may”; and

Further amend said section, Page 24, Line 52, by deleting the word “emergency” and the opening bracket; and

Further amend said section and page, Line 62 through the period following the word “rate” on Line 68, by deleting all of said lines and by inserting in lieu thereof the following: “prior year” on Line 62.

Representative George moved that **House Amendment No. 9** be adopted.

Which motion was defeated by the following vote:

AYES: 061

Aull	Baker 25	Bland	Bogetto	Bowman
Bringer	Brooks	Brown 50	Burnett	Casey
Corcoran	Curls	Dake	Darrough	Daus

Donnelly	Dougherty	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Salva	Schoemehl
Shoemyer	Skaggs	Spreng	Storch	Swinger
Villa	Vogt	Wagner	Walsh	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

NOES: 093

Baker 123	Bean	Bearden	Behnen	Bivins
Black	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sander	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 009

Avery	Boykins	Brown 30	Bruns	Chappelle-Nadal
Haywood	Rucker	Sater	Walton	

On motion of Representative Roark, **HCS HB 1456, as amended**, was adopted by the following vote:

AYES: 086

Baker 123	Bean	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Franz	Guest	Hobbs	Hunter
Ice	Jackson	Jones	Kelly	Kingery
Lager	Lipke	Loehner	Marsh	May
Moore	Munzlinger	Muschany	Myers	Nieves
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Schaaf

Schad	Scharnhorst	Schlottach	Schneider	Self
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

NOES: 069

Aull	Baker 25	Bland	Bogetto	Bowman
Bringer	Brooks	Brown 50	Burnett	Casey
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	El-Amin	Flook	Frame
Fraser	George	Harris 23	Harris 110	Henke
Hoskins	Hubbard	Hughes	Johnson 47	Johnson 61
Johnson 90	Jolly	Kratky	Kraus	Kuessner
Lampe	Lembke	LeVota	Liese	Low 39
Lowe 44	McGhee	Meadows	Meiners	Nance
Nolte	Oxford	Page	Parker	Robinson
Roorda	Salva	Schoemehl	Shoemyer	Silvey
Skaggs	Spreng	Storch	Villa	Vogt
Wagner	Walsh	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Boykins	Brown 30	Chappelle-Nadal	Haywood
Rucker	Sater	Walton		

On motion of Representative Roark, **HCS HB 1456, as amended**, was ordered perfected and printed by the following vote:

AYES: 086

Baker 123	Bean	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Franz	Guest	Hobbs	Hunter
Icet	Jackson	Jones	Kelly	Kingery
Lager	Lipke	Loehner	Marsh	May
Moore	Munzlinger	Muschany	Myers	Nieves
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

NOES: 069

Aull	Baker 25	Bland	Bogetto	Bowman
Bringer	Brooks	Brown 50	Burnett	Casey
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	El-Amin	Flook	Frame
Fraser	George	Harris 23	Harris 110	Henke
Hoskins	Hubbard	Hughes	Johnson 47	Johnson 61
Johnson 90	Jolly	Kratky	Kraus	Kuessner
Lampe	Lembke	LeVota	Liese	Low 39
Lowe 44	McGhee	Meadows	Meiners	Nance
Nolte	Oxford	Page	Parker	Robinson
Roorda	Salva	Schoemehl	Shoemyer	Silvey
Skaggs	Spreng	Storch	Villa	Vogt
Wagner	Walsh	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Boykins	Brown 30	Chappelle-Nadal	Haywood
Rucker	Sater	Walton		

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 1944 - Judiciary

COMMITTEE REPORTS

Committee on Children and Families, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1182**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1539**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Corrections and Public Institutions, Chairman Kelly reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1065**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1192**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1508**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1509**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1857**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1858**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Insurance Policy, Chairman Yates reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1504**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1703**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Student Achievement and Finance, Chairman Baker (123) reporting:

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **HB 1511**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

ADVANCEMENT OF CONSENT BILLS

Pursuant to Rule 44(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HCS HB 1153, HB 1320, HCS HB 1343, HCS HB 1357, HCS HB 1366, HCS HB 1367 and HB 1424.**

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 32, introduced by Representatives Hunter, Walton, Young, Sander, Fisher, Dusenberg, Deeken, Wilson (119), Moore, Richard, Sutherland, McGhee, Wilson (130), Cooper (120), Phillips, Stevenson, Ruestman and Dethrow, relating to the designation of March as kidney cancer awareness month.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1973, introduced by Representatives Robb, Muschany, Cunningham (86) and Richard, relating to charter schools.

HB 1974, introduced by Representatives Robb and Richard, relating to a tax credit for qualified equity investments.

HB 1975, introduced by Representative Cunningham (145), relating to financial institutions.

HB 1976, introduced by Representatives Cooper (120), Avery, Yates, Schlottach, Hunter, Smith (118), Parson, Richard, Schneider, Jones, Dempsey, Sutherland, Faith, Dusenberg and Schad, relating to Missouri county planning act.

HB 1977, introduced by Representatives Burnett, Schaaf, LeVota and Page, relating to the safe patient care act.

HB 1978, introduced by Representatives Bearden, Kingery, Deeken, Faith, Baker (123) and Sander, relating to the enforcement of violations of traffic control signals.

HB 1979, introduced by Representatives Harris (23), Walsh, Burnett, Bowman, Yaeger, Roorda, Lampe, Darrough, Corcoran, Aull, Meadows, Kuessner, Meiners and Johnson (90), relating to Karra's law.

HB 1980, introduced by Representatives Self, Cooper (155) and Schad, relating to use and occupancy restrictions for structures on lands and waters of certain hydroelectric projects.

HB 1981, introduced by Representatives Burnett, Johnson (90), Harris (23), Witte, Bringer, Donnelly, Vogt, Johnson (61), Storch and Jolly, relating to the unauthorized practice of law.

HB 1982, introduced by Representatives Davis, Faith, Smith (14), Schneider, Johnson (47), Parker, Rupp, Bearden and Threlkeld, relating to election authorities.

HB 1983, introduced by Representatives Walton, Meadows, Chappelle-Nadal and Boykins, relating to liquor control.

HB 1984, introduced by Representatives Davis, Schneider, Parker, Sutherland, Threlkeld, Dempsey, Bearden, George, Rupp, Faith, McGhee, Henke, Wagner, Dougherty, Walsh, Villa, Hoskins, Cooper (158), Myers, Boykins, Lowe (44), Darrough, Harris (110), Bogetto, Kratky, Spreng, Liese, Nance and Bivins, relating to employment of illegal aliens.

HB 1985, introduced by Representatives LeVota, Burnett and Low (39), relating to the health care whistleblower protection act.

HB 1986, introduced by Representatives Stevenson, Bearden, Dempsey, Wasson, Deeken, Wilson (130), Johnson (47), Kingery, Tilley, May, Ervin, Cunningham (86), Behnen, Wright (159), Fisher, Rupp, Rector, Denison, Franz, Silvey, Dusenberg, Threlkeld, Schlottach, Weter, Robb, Baker (123), Cunningham (145), Schad, Pearce, Ruestman, Nolte, Bivins, Cooper (155), Hobbs, Loehner, Richard, Chinn, Wood, Sutherland, Faith, Nance, Day, Jones, Smith (150), Jetton and Cooper (158), relating to regulation of conflict of interest and lobbying.

HB 1987, introduced by Representatives Chinn, Robb, Viebrock, Wallace, Wood, Weter, Sander, Jackson, Dethrow, Ruestman, Munzlinger, Behnen, Emery, Phillips, Faith, Hobbs, Loehner, Smith (150), Myers, Guest, Dusenberg, Wright (159), Wilson (130), Fisher, Denison, Schlottach, Deeken, Bean and Moore, relating to stealing livestock.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, March 9, 2006.

COMMITTEE MEETINGS

CONFERENCE COMMITTEE - APPROPRIATIONS

Thursday, March 9, 2006, 8:00 a.m. Hearing Room 3.

Public hearing to be held on: SCS HCS HB 1014

HEALTH CARE POLICY

Thursday, March 9, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Hearing will continue on HB 1444.

Public hearings to be held on: HB 1444, HB 1534, HB 1477

JOINT COMMITTEE ON CAPITAL IMPROVEMENTS AND LEASES OVERSIGHT

Thursday, March 16, 2006, 8:30 a.m. Hearing Room 5.

9900 Page Avenue, St. Louis - Purchase/Lease agreement. General Topics.

Executive session may or may not follow.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, March 13, 2006, 11:00 a.m. Hearing Room 6.

Quarterly business meeting.

Some portions of the meeting may be closed pursuant to Section 610.021

JOINT COMMITTEE ON TAX POLICY

Monday, March 13, 2006, 12:30 p.m. Hearing Room 1.
Property assessments.

JUDICIARY

Thursday, March 9, 2006, Hearing Room 1 one hour after adjournment.
Executive session.

LOCAL GOVERNMENT

Thursday, March 9, 2006, 8:00 a.m. Hearing Room 6.
Executive session will follow.
Public hearings to be held on: HB 1710, HB 1711, HB 1733, HB 1426, HB 1201

PROFESSIONAL REGISTRATION AND LICENSING

Thursday, March 9, 2006, 12:00 p.m. Hearing Room 7.
Public hearings to be held on: HB 1244, HB 1494, HB 1551
Executive session may be held on: HB 1244, HB 1494, HB 1551

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, March 9, 2006, 8:30 a.m. Hearing Room 5.
Public hearings to be held on: HB 1001, HCS HB 1002, HCS HB 1003,
HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008,
HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012, HB 1013,
HCS HB 1461, 1375, 1110 & 1103, HCS HB 1273 & 1136,
HCS HB 1559, HCS HB 1075, HCS HB 1339, HB 1392, HCS HB 1180

SENIOR CITIZEN ADVOCACY

Thursday, March 9, 2006, 8:15 a.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: HB 1581, HB 1905, HB 1423, HB 1767

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, March 14, 2006, 8:00 a.m. Hearing Room 4.
Executive session may follow.
Public hearing to be held on: HB 1147

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 13, 2006, 6:00 p.m. Hearing Room 3. AMENDED
Public hearings to be held on: HB 1783, HB 1505, HB 1536
Executive session may be held on: HB 1487, HB 1135, HB 1783

TOURISM

Thursday, March 9, 2006, House Gallery north side upon morning adjournment.
Executive session.

VETERANS

Thursday, March 9, 2006, House Gallery south side upon morning adjournment.
Executive session.

HOUSE CALENDAR

THIRTY-EIGHTH DAY, THURSDAY, MARCH 9, 2006

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 32

HOUSE BILLS FOR SECOND READING

HB 1973 through HB 1987

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1380 - St. Onge
- 2 HCS HB 1485 - Icet
- 3 HCS HB 1026 - Rucker
- 4 HB 1302 - Cooper (155)
- 5 HCS HB 1305 - Smith (118)
- 6 HB 994 - Dusenberg
- 7 HCS HB 1151 - Cunningham (86)
- 8 HCS HB 1317 - Lipke
- 9 HCS HB 1349 - Loehner
- 10 HCS HB 974 - Davis
- 11 HCS HB 1275, as amended - Baker (123)
- 12 HB 1521 - Richard
- 13 HCS HB 1532 - Lembke
- 14 HB 1498 - Dethrow (4 hours on Perfection)
- 15 HCS HB 1632 - Cooper (120)
- 16 HB 1827 - Wasson

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(3/06/06)

- 1 HB 984 - Meadows
- 2 HB 1058 - Cunningham (86)
- 3 HCS HB 1306 - Smith (118)
- 4 HB 1491 - Walton

(3/08/06)

- 1 HB 998 - Smith (118)
- 2 HCS HB 1101 - Schaaf
- 3 HB 1222 - Cooper (158)
- 4 HB 1245 - Sater
- 5 HCS HB 1333 - Black
- 6 HB 1358 - Portwood
- 7 HCS HB 1432 - Moore
- 8 HB 1437 - Threlkeld
- 9 HB 1601 - Weter
- 10 HB 1687 - Wright (137)
- 11 HB 1722 - Sutherland
- 12 HB 1732 - Fraser

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1742, E.C. - Portwood
- 2 HCS HB 1070 - Johnson (47)
- 3 HCS HB 1078 - Cunningham (145)
- 4 HB 1310 - Lipke
- 5 HCS HB 1145, 1359 & 1121 - Portwood
- 6 HCS HB 1456 - Roark

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HCS HB 1100 - Schaaf
- 2 HCS HB 1232 - Smith (118)
- 3 HCS HB 1153, E.C. - Emery
- 4 HB 1320 - Lipke
- 5 HCS HB 1343 - Munzlinger
- 6 HCS HB 1357 - Johnson (47)
- 7 HCS HB 1366 - Robinson
- 8 HCS HB 1367 - Hobbs
- 9 HB 1424 - Franz

BILL IN CONFERENCE

SCS HCS HB 1014 - Icet

HOUSE CONCURRENT RESOLUTION - INFORMAL

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRTY-EIGHTH DAY, THURSDAY, MARCH 9, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Donald W. Lammers.

Holy God, O Divine Gift-giver, we stand beneath the endless waterfall of Your abundant gifts.

The rainfall is Your gift to us today. We joyfully receive it. "Dew and rain bless the Lord; praise and exalt Him above all forever." (*Daniel 3:68*) We thank You for the rain and for the promise and hope of new life soon to burst forth everywhere. May we, and all our people, nurture this new life faithfully until it becomes the harvest that meets the needs of all the people.

Holy God, we thank You for the work of this day; it gives us a sense of purpose and invests our lives with meaning. We thank You for our families, to whom we shall return later today, and for the joy and completeness they bring to our lives.

We joyfully accept the rainfall as a visible symbol of all Your blessings in our lives and in the lives of those we serve.

We thank You, Almighty God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Morgan Conway, Lauren Smith, Andrea Sokolich, Courtney Farnen, Maggie Hardwick, Brock Nagel, Griffin Lavender and Andrew Basler.

The Journal of the thirty-seventh day was approved as printed.

HOUSE CONCURRENT RESOLUTION

Representative Dethrow, et al., offered House Concurrent Resolution No. 33.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1167	-	Representative Flook
House Resolution No. 1168	-	Representative Smith (150)
House Resolution No. 1169	-	Representative Cooper (158), et al.
House Resolution No. 1170	-	Representative Lampe
House Resolution No. 1171	-	Representative George

House Resolution No. 1172 - Representative Cooper (158), et al.
House Resolution No. 1173
and
House Resolution No. 1174 - Representative McGhee
House Resolution No. 1175 - Representatives Schneider and Parker
House Resolution No. 1176 - Representatives Schneider and Bearden
House Resolution No. 1177 - Representative Smith (150)
House Resolution No. 1178 - Representative Nolte
House Resolution No. 1179
through
House Resolution No. 1182 - Representative Guest
House Resolution No. 1183 - Representative Dethrow
House Resolution No. 1184 - Representative Smith (118)
House Resolution No. 1185
and
House Resolution No. 1186 - Representative Jetton
House Resolution No. 1187 - Representative Weter
House Resolution No. 1188 - Representative El-Amin
House Resolution No. 1189 - Representative Baker (25)
House Resolution No. 1190 - Representative Parson
House Resolution No. 1191 - Representative Self
House Resolution No. 1192 - Representative Nolte
House Resolution No. 1193
and
House Resolution No. 1194 - Representative Kratky, et al.
House Resolution No. 1195
through
House Resolution No. 1198 - Representative Nolte

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 32 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1973 through **HB 1987** were read the second time.

Speaker Jetton assumed the Chair.

SPECIAL RECOGNITION

Earnestine Kennedy-Clark was introduced by Representative Hughes and recognized as an Outstanding Missourian.

Representative Behnen assumed the Chair.

THIRD READING OF HOUSE BILLS

HCS HB 1742, relating to disabled employees' medical aid, was taken up by Representative Portwood.

On motion of Representative Portwood, **HCS HB 1742** was read the third time and passed by the following vote:

AYES: 152

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 002

Ervin Lager

PRESENT: 000

ABSENT WITH LEAVE: 009

Avery	Bowman	Brown 30	Chappelle-Nadal	El-Amin
Haywood	Rucker	Sater	Wasson	

Representative Behnen declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 151

Aull	Baker 25	Baker 123	Bean	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Ruestman	Rupp	Salva
Sander	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 003

Davis	Ervin	Lager
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PRESENT: 000

ABSENT WITH LEAVE: 009

Avery	Bowman	Brown 30	Chappelle-Nadal	El-Amin
Haywood	Parker	Rucker	Sater	

HCS HB 1456, relating to employment security, was taken up by Representative Roark.

On motion of Representative Roark, **HCS HB 1456** was read the third time and passed by the following vote:

AYES: 084

Baker 123	Bean	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155

Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Franz	Guest	Hobbs	Hunter
Ice	Jackson	Jones	Kelly	Kingery
Lager	Lipke	Loehner	Marsh	May
Moore	Munzlinger	Muschany	Myers	Nieves
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 069

Aull	Baker 25	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	Flook	Frame	Fraser
George	Harris 23	Harris 110	Henke	Hoskins
Hubbard	Hughes	Johnson 47	Johnson 61	Johnson 90
Jolly	Kratky	Kraus	Kuessner	Lampe
Lembke	LeVota	Liese	Low 39	Lowe 44
McGhee	Meadows	Meiners	Nance	Nolte
Oxford	Page	Parker	Robinson	Roorda
Salva	Schoemehl	Shoemyer	Silvey	Skaggs
Spreng	Storch	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Bowman	Brown 30	Chappelle-Nadal	El-Amin
Haywood	Rucker	Sater	Smith 14	Swinger

Representative Behnen declared the bill passed.

HCS HB 1070, relating to tax increment financing, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS HB 1070** was read the third time and passed by the following vote:

AYES: 148

Aull	Baker 25	Baker 123	Bean	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken

Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Ruestman	Rupp	Salva	Sander	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 004

Harris 110	Henke	Kuessner	Lager
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PRESENT: 000

ABSENT WITH LEAVE: 011

Avery	Bearden	Bowman	Brown 30	Chappelle-Nadal
El-Amin	Haywood	Hughes	Rucker	Sater
Swinger				

Representative Behnen declared the bill passed.

HCS HB 1078, relating to tuition grants, was taken up by Representative Cunningham (145).

On motion of Representative Cunningham (145), **HCS HB 1078** was read the third time and passed by the following vote:

AYES: 153

Aull	Baker 25	Baker 123	Bean	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110

Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Ruestman	Rupp	Salva	Sander	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Bearden	Bowman	Brown 30	Chappelle-Nadal
El-Amin	Haywood	Rucker	Sater	Swinger

Representative Behnen declared the bill passed.

HB 1310, relating to emergency vehicle personnel, was taken up by Representative Lipke.

On motion of Representative Lipke, **HB 1310** was read the third time and passed by the following vote:

AYES: 153

Aull	Baker 25	Baker 123	Bean	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee

Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Ruestman	Rupp	Salva	Sander	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Bearden	Bowman	Brown 30	Chappelle-Nadal
El-Amin	Haywood	Rucker	Sater	Swinger

Representative Behnen declared the bill passed.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 1100, relating to jury duty, was placed on the Informal Calendar.

HCS HB 1232, relating to transportation of dead bodies, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **HCS HB 1232** was read the third time and passed by the following vote:

AYES: 151

Aull	Baker 25	Baker 123	Bean	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows

Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Ruestman	Rupp
Salva	Sander	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Avery	Bearden	Bowman	Brown 30	Chappelle-Nadal
El-Amin	Haywood	Hunter	Parson	Rucker
Sater	Swinger			

Representative Behnen declared the bill passed.

HCS HB 1153, relating to the Elevator Safety Board, was taken up by Representative Emery.

On motion of Representative Emery, **HCS HB 1153** was read the third time and passed by the following vote:

AYES: 152

Aull	Baker 25	Baker 123	Bean	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector

Richard	Roark	Robb	Robinson	Roorda
Ruestman	Rupp	Salva	Sander	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 001

Skaggs

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Bearden	Bowman	Brown 30	Chappelle-Nadal
El-Amin	Haywood	Rucker	Sater	Swinger

Representative Behnen declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 142

Aull	Baker 25	Baker 123	Bean	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Lager	Lampe	Lembke
Liese	Lipke	Loehner	Low 39	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Rupp	Salva	Sander
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton

Wildberger	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 006

Dethrow	Hughes	LeVota	Lowe 44	Skaggs
Witte				

PRESENT: 005

Brooks	Curls	George	Kuessner	Oxford
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ABSENT WITH LEAVE: 010

Avery	Bearden	Bowman	Brown 30	Chappelle-Nadal
El-Amin	Haywood	Rucker	Sater	Swinger

HB 1320, relating to criminal background checks, was taken up by Representative Lipke.

On motion of Representative Lipke, **HB 1320** was read the third time and passed by the following vote:

AYES: 149

Aull	Baker 25	Baker 123	Behnen	Bivins
Black	Bland	Bogetto	Boykins	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Ruestman	Rupp
Salva	Sander	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Threlkeld	Tilley	Viebrock	Villa	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 001

Vogt

ABSENT WITH LEAVE: 013

Avery	Bean	Bearden	Bowman	Brown 30
Chappelle-Nadal	El-Amin	Haywood	Hughes	Rucker
Sater	Swinger	Wilson 119		

Representative Behnen declared the bill passed.

HCS HB 1343, relating to the Lewis County Circuit Court, was taken up by Representative Munzlinger.

On motion of Representative Munzlinger, **HCS HB 1343** was read the third time and passed by the following vote:

AYES: 149

Aull	Baker 25	Baker 123	Behnen	Bivins
Black	Bland	Bogetto	Boykins	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Schaaf	Schad
Schamhorst	Schlottach	Schoemehl	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Avery	Bean	Bearden	Bowman	Brown 30
Chappelle-Nadal	El-Amin	Haywood	Rucker	Sater
Schneider	Self	Swinger	Wilson 119	

Representative Behnen declared the bill passed.

HCS HB 1357, relating to the Kansas City Police Retirement System, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS HB 1357** was read the third time and passed by the following vote:

AYES: 148

Aull	Baker 25	Baker 123	Behnen	Bivins
Black	Bland	Bogetto	Boykins	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Ruestman	Rupp
Salva	Sander	Schaaf	Schad	Scharnhorst
Schlottach	Schoemehl	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 001

George

PRESENT: 000

ABSENT WITH LEAVE: 014

Avery	Bean	Bearden	Bowman	Brown 30
Chappelle-Nadal	El-Amin	Haywood	Rucker	Sater
Schneider	Self	Swinger	Wilson 119	

Representative Behnen declared the bill passed.

HCS HB 1366, relating to volunteer fire protection associations, was taken up by Representative Robinson.

On motion of Representative Robinson, **HCS HB 1366** was read the third time and passed by the following vote:

AYES: 149

Aull	Baker 25	Baker 123	Behnen	Bivins
Black	Bland	Bogetto	Boykins	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Shoemyer
Silvey	Skaggs	Smith 14	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Avery	Bean	Bearden	Bowman	Brown 30
Chappelle-Nadal	El-Amin	Haywood	Rucker	Sater
Self	Smith 118	Swinger	Wilson 119	

Representative Behnen declared the bill passed.

HCS HB 1367, relating to sheltered workshop bidding preferences, was taken up by Representative Hobbs.

On motion of Representative Hobbs, **HCS HB 1367** was read the third time and passed by the following vote:

AYES: 148

Aull	Baker 25	Baker 123	Behnen	Bivins
Black	Bland	Bogetto	Boykins	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Ruestman	Rupp
Salva	Sander	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Shoemyer	Silvey
Skaggs	Smith 14	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Avery	Bean	Bearden	Bowman	Brown 30
Chappelle-Nadal	El-Amin	Haywood	Hughes	Rucker
Sater	Self	Smith 118	Swinger	Wilson 119

Representative Behnen declared the bill passed.

HB 1424, relating to tax collection, was taken up by Representative Franz.

On motion of Representative Franz, **HB 1424** was read the third time and passed by the following vote:

AYES: 148

Aull	Baker 25	Baker 123	Behnen	Bivins
Black	Bland	Bogetto	Boykins	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 002

Whorton	Wildberger
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PRESENT: 000

ABSENT WITH LEAVE: 013

Avery	Bean	Bearden	Bowman	Brown 30
Chappelle-Nadal	El-Amin	Haywood	Rucker	Sater
Smith 118	Swinger	Wilson 119		

Representative Behnen declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

- HCR 20** - Health Care Policy
- HCR 27** - Health Care Policy
- HCR 30** - Special Committee on Agri-Business

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HCS HBs 1145, 1359 & 1121** - Fiscal Review (Fiscal Note)
- HB 1223** - Special Committee on General Laws
- HB 1243** - Special Committee on General Laws
- HB 1299** - Agriculture Policy
- HB 1300** - Agriculture Policy
- HB 1492** - Financial Institutions
- HB 1549** - Transportation
- HB 1580** - Special Committee on Healthcare Facilities
- HB 1633** - Corrections and Public Institutions
- HB 1705** - Special Committee on General Laws
- HB 1706** - Local Government
- HB 1730** - Conservation and Natural Resources
- HB 1794** - Crime Prevention and Public Safety
- HB 1797** - Judiciary
- HB 1801** - Special Committee on Energy and Environment
- HB 1810** - Corrections and Public Institutions
- HB 1815** - Transportation
- HB 1824** - Children and Families
- HB 1850** - Special Committee on General Laws
- HB 1866** - Elections
- HB 1875** - Elections
- HB 1877** - Judiciary
- HB 1884** - Professional Registration and Licensing
- HB 1885** - Professional Registration and Licensing
- HB 1897** - Judiciary
- HB 1901** - Elementary and Secondary Education
- HB 1909** - Judiciary
- HB 1910** - Workforce Development and Workplace Safety
- HB 1922** - Elementary and Secondary Education
- HB 1923** - Transportation
- HB 1924** - Crime Prevention and Public Safety
- HB 1926** - Insurance Policy
- HB 1927** - Crime Prevention and Public Safety
- HB 1928** - Small Business
- HB 1936** - Professional Registration and Licensing

HB 1937 - Workforce Development and Workplace Safety

HB 1939 - Elementary and Secondary Education

HB 1942 - Crime Prevention and Public Safety

HB 1952 - Local Government

HB 1955 - Elections

HB 1957 - Utilities

HB 1961 - Transportation

HB 1966 - Ways and Means

HB 1967 - Local Government

HB 1975 - Financial Institutions

HB 1976 - Local Government

REFERRAL OF SENATE CONCURRENT RESOLUTION

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 22 - Transportation

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 558 - Utilities

SB 559 - Utilities

SCS SB 580 - Elementary and Secondary Education

SB 618 - Children and Families

SB 863 - Local Government

SB 900 - Health Care Policy

SCS SB 934 - Professional Registration and Licensing

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Myers reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1270** and **HB 1027**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Elections, Chairman May reporting:

Mr. Speaker: Your Committee on Elections, to which was referred **HB 977**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Elections, to which was referred **HB 1499**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Health Care Policy, Chairman Cooper (155) reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1099**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1477**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Judiciary, Chairman Pratt reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1256**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1397**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1715**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1244**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1494**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1515**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1551**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1759**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Healthcare Facilities, Chairman Schaaf reporting:

Mr. Speaker: Your Special Committee on Healthcare Facilities, to which was referred **HB 1080**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Healthcare Facilities, to which was referred **HB 1620**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Tourism, Chairman Marsh reporting:

Mr. Speaker: Your Committee on Tourism, to which was referred **HB 1833**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Ways and Means, Chairman Sutherland reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1440**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1001**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1002**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1003**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1004**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1005**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1006**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1007**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1008**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1009**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1010**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1011**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1012**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1013**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 10 hours total debate on Perfection for HB 1001, HCS HB 1002, HCS HB 1003, HCS HB 1004, HCS HB 1005, HCS HB 1006, HCS HB 1007, HB 1008, HB 1009, HCS HB 1010, HCS HB 1011, HCS HB 1012 and HB 1013.**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1075**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 150 minutes for debate on Perfection**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1180**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent.**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1339**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent.**

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1392**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent.**

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1461, 1375, 1110 & 1103**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 3 hours for debate on Perfection**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1559**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent.**

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1988, introduced by Representatives Wagner, Henke, Whorton, Kuessner, Swinger, Dake, Wildberger, Frame, Robinson, Witte, Bringer and Shoemyer, relating to the designation of the official game animal of Missouri.

HB 1989, introduced by Representatives Dethrow and Wilson (119), relating to an exemption from state and local sales and use taxes for agricultural fencing.

HB 1990, introduced by Representative Boykins, relating to insurance coverage for obesity.

HB 1991, introduced by Representatives Pratt and Yates, relating to expert witnesses.

HB 1992, introduced by Representative Rupp, relating to ethics.

HB 1993, introduced by Representative Dixon, relating to school district tax alternatives.

HB 1994, introduced by Representative Hoskins, relating to write-in candidates.

HB 1995, introduced by Representatives Johnson (47), Yates, Pratt and Dusenberg, relating to ethanol blended fuel.

HB 1996, introduced by Representative Sutherland, relating to real property taxes.

HB 1997, introduced by Representative Behnen, relating to bail bond licensure.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 & 890**, entitled:

An act to repeal sections 43.650, 217.735, 547.170, 556.061, 558.018, 559.100, 559.106, 566.010, 566.030, 556.060, 566.067, 566.083, 566.086, 566.090, 566.140, 566.145, 566.151, 573.010, 575.195, 589.400, 589.402, 589.407, 589.414, 589.425, 632.480, 632.484, 632.489, 632.492, 632.495, 632.498, 632.501, 632.504, and 632.507, RSMo, and to enact in lieu thereof forty-one new sections relating to sexual offenders, with penalty provisions.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Brown (30) is no longer a member of the Conservation and Natural Resources Committee; Crime Prevention and Public Safety Committee; and Local Government Committee.

Representative Denison has been appointed a member of the Local Government Committee.

Representative Franz has been appointed a member of the Crime Prevention and Public Safety Committee.

Representative Loehner has been appointed a member of the Conservation and Natural Resources Committee.

Representative Scharnhorst has been appointed a member of the Ways and Means Committee.

COMMUNICATION

March 8, 2006

Steve Davis, Chief Clerk
Missouri House of Representatives
Capitol Building
Jefferson City, MO 65101

RE: Possible Personal Interest in Legislation

Dear Mr. Davis:

Pursuant to Section 105.461, RSMo, I am hereby filing a written report of a possible personal interest in legislation that may be voted on during this legislative session. I have invested in an agriculture value-added cooperative. I do not have more than a ten percent interest in the cooperative.

In compliance with Section 105.461, please publish this letter in the Journal of the House.

I thank you for your attention to this matter.

Sincerely,

/s/ Terry Swinger
State Representative
District 162

CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1014

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1014, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1014.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1014.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1014, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Norma Champion
/s/ Pat Dougherty
/s/ Timothy P. Green

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Friday, March 10, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Leonard (Jonas) Hughes IV, District 42, hereby state and affirm that my vote on the motion to third read and pass HCS HB 1367 as recorded in the House Journal for Thursday, March 9, 2006, showing that I voted “absent with leave” was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted “aye”. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of March 2006.

/s/ Leonard (Jonas) Hughes IV
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of March in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 1.
Possible Executive session.

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 15, 2006, 8:00 a.m. Hearing Room 6.
Executive session to follow.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 14, 2006, Hearing Room 1 upon evening adjournment.
Executive session may follow.

HIGHER EDUCATION

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 4.
Executive session will follow.
Work session on HB 1308, HB 1229 and HB 1347.

INSURANCE POLICY

Wednesday, March 15, 2006, Hearing Room 6 upon afternoon adjournment.
Executive session may follow.

INSURANCE POLICY

Thursday, March 16, 2006, 9:00 a.m. Hearing Room 3.

JOINT COMMITTEE ON CAPITAL IMPROVEMENTS AND LEASES OVERSIGHT

Thursday, March 16, 2006, 8:30 a.m. Hearing Room 5.
9900 Page Avenue, St. Louis - Purchase/Lease agreement. General Topics.
Executive session may or may not follow.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, March 13, 2006, 11:00 a.m. Hearing Room 6.
Quarterly business meeting.
Some portions of the meeting may be closed pursuant to Section 610.021

JOINT COMMITTEE ON TAX POLICY

Monday, March 13, 2006, 12:30 p.m. Hearing Room 1.
Property assessments.

JUDICIARY

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 7.
Executive session may follow.

LOCAL GOVERNMENT

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 6.
Executive session will follow.

MISSOURI JOB TRAINING JOINT LEGISLATIVE OVERSIGHT COMMITTEE

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 4.
Request from the Department of Economic Development.
Discussion regarding the Job Retention Training Program.

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, March 14, 2006, 8:30 a.m. Hearing Room 1.

SPECIAL COMMITTEE ON AGRI-BUSINESS

Monday, March 13, 2006, House Gallery south side upon afternoon adjournment.
Executive session.

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, March 14, 2006, 8:00 a.m. Hearing Room 4.
Executive session may follow.

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, March 14, 2006, 8:00 a.m. Hearing Room 5.
Possible Executive session.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 13, 2006, 6:00 p.m. Hearing Room 3. AMENDED

VETERANS

Monday, March 13, 2006, House Gallery south side upon evening adjournment.
Executive session.

WAYS AND MEANS

Monday, March 13, 2006, House Gallery south side upon afternoon adjournment.
Possible Executive session. CANCELLED

HOUSE CALENDAR

THIRTY-NINTH DAY, FRIDAY, MARCH 10, 2006

HOUSE BILLS FOR SECOND READING

HB 1988 through HB 1997

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

- 1 HB 1001 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 2 HCS HB 1002 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 3 HCS HB 1003 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 4 HCS HB 1004 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 5 HCS HB 1005 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 6 HCS HB 1006 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 7 HCS HB 1007 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 8 HB 1008 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)

- 9 HB 1009 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 10 HCS HB 1010 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 11 HCS HB 1011 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 12 HCS HB 1012 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 13 HB 1013 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1380 - St. Onge
- 2 HCS HB 1485 - Icet
- 3 HCS HB 1026 - Rucker
- 4 HB 1302 - Cooper (155)
- 5 HCS HB 1305 - Smith (118)
- 6 HB 994 - Dusenberg
- 7 HCS HB 1151 - Cunningham (86)
- 8 HCS HB 1317 - Lipke
- 9 HCS HB 1349 - Loehner
- 10 HCS HB 974 - Davis
- 11 HCS HB 1275, as amended - Baker (123)
- 12 HB 1521 - Richard
- 13 HCS HB 1532 - Lembke
- 14 HB 1498 - Dethrow (4 hours debate on Perfection)
- 15 HCS HB 1632 - Cooper (120)
- 16 HB 1827 - Wasson
- 17 HCS HB 1075 - Davis (150 minutes debate on Perfection)
- 18 HCS HB 1461, 1375, 1110 & 1103 - Ruestman (3 hours debate on Perfection)

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(3/06/06)

- 1 HB 984 - Meadows
- 2 HB 1058 - Cunningham (86)
- 3 HCS HB 1306 - Smith (118)
- 4 HB 1491 - Walton

(3/08/06)

- 1 HB 998 - Smith (118)
- 2 HCS HB 1101 - Schaaf
- 3 HB 1222 - Cooper (158)
- 4 HB 1245 - Sater
- 5 HCS HB 1333 - Black

- 6 HB 1358 - Portwood
- 7 HCS HB 1432 - Moore
- 8 HB 1437 - Threlkeld
- 9 HB 1601 - Weter
- 10 HB 1687 - Wright (137)
- 11 HB 1722 - Sutherland
- 12 HB 1732 - Fraser

(3/10/06)

- 1 HCS HB 1180 - Corcoran
- 2 HCS HB 1339 - Wood
- 3 HB 1392 - Behnen
- 4 HCS HB 1559 - Cunningham (86)

HOUSE BILL FOR THIRD READING

HCS HB 1145, 1359 & 1121, (Fiscal Review 3-09-06) - Portwood

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HCS HB 1100 - Schaaf

SENATE BILL FOR SECOND READING

SS SCS SBs 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 & 890

BILL IN CONFERENCE

CCR SCS HCS HB 1014 - Icet

HOUSE CONCURRENT RESOLUTION - INFORMAL

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

THIRTY-NINTH DAY, FRIDAY, MARCH 10, 2006

The House met pursuant to adjournment.

Representative Bruns in the Chair.

Prayer by Christopher Dunn, Legislative Information Coordinator, Office of the Speaker.

Heavenly Father,

Thank You for this day and for the gift of life.

Your Word challenges us, "Who is wise and understanding among you?"

Then it tells us about a life of wisdom and understanding. "Let him show it by his good life, by deeds done in the humility that comes from wisdom. For where you have envy and selfish ambition, there you find disorder and every evil practice. But the wisdom that comes from Heaven is first of all pure; then peace-loving, considerate, submissive, full of mercy and good fruit, impartial and sincere."

Father we ask for wisdom. We also ask that You show us in our hearts where we have envy and selfish ambition and convict us of those things. We desire the kind of wisdom that is merciful, sincere and bears good fruit. Be with our state today.

In the name of Your Son. Amen.

The Pledge of Allegiance to the flag was recited.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1199 - Representative Smith (150)
House Resolution No. 1200 - Representative Dixon
House Resolution No. 1201 - Representatives Schad and Self
House Resolution No. 1202 - Representative McGhee
House Resolution No. 1203 - Representative Cooper (158)

SECOND READING OF HOUSE BILLS

HB 1988 through **HB 1997** were read the second time.

SECOND READING OF SENATE BILL

SS SCS SBs 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 & 890 was read the second time.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1576 - Elementary and Secondary Education

HB 1988 - Tourism

ADVANCEMENT OF CONSENT BILLS

Pursuant to Rule 44(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 984, HB 1058, HCS HB 1306 and HB 1491.**

INTRODUCTION OF HOUSE BILL

The following House Bill was read the first time and copies ordered printed:

HB 1998, introduced by Representative St. Onge, relating to outdoor advertising permits.

The following members' presence was noted: Hoskins, Meiners, Moore and Sanders Brooks.

ADJOURNMENT

On motion of Representative Deeken, the House adjourned until 4:00 p.m., Monday, March 13, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearing to be held on: HB 1841

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 15, 2006, 8:00 a.m. Hearing Room 6.

Executive session to follow.

Public hearing to be held on: HB 999

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 14, 2006, Hearing Room 1 upon evening adjournment.

Executive session may follow.

Public hearings to be held on: HB 1698, HB 1236, HB 995,
HB 1056, HB 1290, HB 1362, HB 1830, HB 1862, HB 1925

FINANCIAL INSTITUTIONS

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 6.

Lunch at 12:00 p.m. Meeting convenes at 12:30 p.m.

Executive session may follow.

Public hearing to be held on: HB 1480

HIGHER EDUCATION

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 4.

Executive session will follow.

Work session on HB 1308, HB 1229 and HB 1347.

Public hearings to be held on: HB 1864, HCR 21, HB 1231

INSURANCE POLICY

Wednesday, March 15, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HB 1088, HB 1588, HB 1651

INSURANCE POLICY

Thursday, March 16, 2006, 9:00 a.m. Hearing Room 3.

Executive session will be held on: HB 1837

JOINT COMMITTEE ON CAPITAL IMPROVEMENTS AND LEASES OVERSIGHT

Thursday, March 16, 2006, 8:30 a.m. Hearing Room 5.

9900 Page Avenue, St. Louis - Purchase/Lease agreement. General Topics.

Executive session may or may not follow.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, March 13, 2006, 11:00 a.m. Hearing Room 6.

Quarterly business meeting.

Some portions of the meeting may be closed pursuant to Section 610.021

JOINT COMMITTEE ON TAX POLICY

Monday, March 13, 2006, 12:30 p.m. Hearing Room 1.

Property assessments.

JUDICIARY

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 1944

LOCAL GOVERNMENT

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 6.

Executive session will follow.

Public hearings to be held on: HB 1707, HB 1689, HB 1611

MISSOURI JOB TRAINING JOINT LEGISLATIVE OVERSIGHT COMMITTEE

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 4.

Request from the Department of Economic Development.

Discussion regarding the Job Retention Training Program.

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 3.

Meeting will be a Joint Committee meeting with the Committee on Health Care Policy.

Purpose of the meeting is an educational program regarding chiropractic practice.

Presentation by Dr. Rene Gassner.

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, March 14, 2006, 8:30 a.m. Hearing Room 1.

Public hearings to be held on: HCS HB 1270 & 1027, HCS HB 1515, HB 1065, HCS HB 1551, HCS HB 1182, HCS HB 1059, HB 1446, HCS HB 977, HCS HB 1449, HB 1192, HB 1504, HCS HB 1703, HCS HB 1508, HB 1509, HB 1857, HCS HB 1440, HCS HB 1759, HB 1477, HCS HB 1099, HB 1715, HCS HB 1256, HCS HB 1244, HB 1833, HB 1494

SPECIAL COMMITTEE ON AGRI-BUSINESS

Monday, March 13, 2006, House Gallery south side upon afternoon adjournment.

Executive session.

Public hearing to be held on: HB 1577

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, March 14, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HB 1147

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, March 14, 2006, 8:00 a.m. Hearing Room 5.

Possible Executive session.

Public hearings to be held on: HCR 23, HB 1754

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 13, 2006, 6:00 p.m. Hearing Room 3. AMENDED

Public hearings to be held on: HB 1783, HB 1505, HB 1536

Executive session may be held on: HB 1487, HB 1135, HB 1783

TOURISM

Tuesday, March 14, 2006, Hearing Room 5 upon morning recess.

Executive session may follow.

Public hearing to be held on: HB 1988

VETERANS

Monday, March 13, 2006, House Gallery south side upon evening adjournment.

Executive session.

WAYS AND MEANS

Monday, March 13, 2006, House Gallery south side upon afternoon adjournment.

Possible Executive session. CANCELLED

HOUSE CALENDAR

FORTIETH DAY, MONDAY, MARCH 13, 2006

HOUSE BILL FOR SECOND READING

HB 1998

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

- 1 HB 1001 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 2 HCS HB 1002 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 3 HCS HB 1003 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 4 HCS HB 1004 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 5 HCS HB 1005 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 6 HCS HB 1006 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 7 HCS HB 1007 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 8 HB 1008 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 9 HB 1009 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 10 HCS HB 1010 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 11 HCS HB 1011 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 12 HCS HB 1012 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 13 HB 1013 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)

HOUSE BILLS FOR PERFECTION

- | | | |
|----|---|------------------------------------|
| 1 | HCS HB 1380 - St. Onge | |
| 2 | HCS HB 1485 - Icet | |
| 3 | HCS HB 1026 - Rucker | |
| 4 | HB 1302 - Cooper (155) | |
| 5 | HCS HB 1305 - Smith (118) | |
| 6 | HB 994 - Dusenberg | |
| 7 | HCS HB 1151 - Cunningham (86) | |
| 8 | HCS HB 1317 - Lipke | |
| 9 | HCS HB 1349 - Loehner | |
| 10 | HCS HB 974 - Davis | |
| 11 | HCS HB 1275, as amended - Baker (123) | |
| 12 | HB 1521 - Richard | |
| 13 | HCS HB 1532 - Lembke | |
| 14 | HB 1498 - Dethrow | (4 hours debate on Perfection) |
| 15 | HCS HB 1632 - Cooper (120) | |
| 16 | HB 1827 - Wasson | |
| 17 | HCS HB 1075 - Davis | (150 minutes debate on Perfection) |
| 18 | HCS HB 1461, 1375, 1110 & 1103 - Ruestman | (3 hours debate on Perfection) |

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(3/08/06)

- | | |
|----|------------------------|
| 1 | HB 998 - Smith (118) |
| 2 | HCS HB 1101 - Schaaf |
| 3 | HB 1222 - Cooper (158) |
| 4 | HB 1245 - Sater |
| 5 | HCS HB 1333 - Black |
| 6 | HB 1358 - Portwood |
| 7 | HCS HB 1432 - Moore |
| 8 | HB 1437 - Threlkeld |
| 9 | HB 1601 - Weter |
| 10 | HB 1687 - Wright (137) |
| 11 | HB 1722 - Sutherland |
| 12 | HB 1732 - Fraser |

(3/10/06)

- 1 HCS HB 1180 - Corcoran
- 2 HCS HB 1339 - Wood
- 3 HB 1392 - Behnen
- 4 HCS HB 1559 - Cunningham (86)

HOUSE BILL FOR THIRD READING

HCS HB 1145, 1359 & 1121, (Fiscal Review 3-09-06) - Portwood

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 984 - Meadows
- 2 HB 1058 - Cunningham (86)
- 3 HCS HB 1306 - Smith (118)
- 4 HB 1491 - Walton

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HCS HB 1100 - Schaaf

BILL IN CONFERENCE

CCR SCS HCS HB 1014 - Icet

HOUSE CONCURRENT RESOLUTION - INFORMAL

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FORTIETH DAY, MONDAY, MARCH 13, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Who can fathom the mysteries of God? Who can probe the limits of the Almighty? Your ways are unsearchable. Your thoughts higher than our thoughts.

In Your hand is the life of every living thing, and the breath of all mankind. To You belong wisdom and power; counsel and understanding.

May we not plan a course without Your wisdom: A hope which comes to nothing, whose confidence is fragile, whose trust is as a spider's web and whose house is without foundation; it will not stand.

We pray that You flood our hearts with light so that we can understand the wonderful plans You have for this state and that we may realize what a full and splendid inheritance You have in store for us as we follow that established plan.

Now may the Lord of Peace Himself give us peace always in every way. The Lord be with us all.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Kourtney Lincicome, Taylor Hein and Dakota Wilbourn.

The Journal of the thirty-eighth day was approved as printed.

The Journal of the thirty-ninth day was approved as printed.

HOUSE CONCURRENT RESOLUTION

Representative Myers, et al., offered House Concurrent Resolution No. 34.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1204	-	Representative Sander
House Resolution No. 1205		
through		
House Resolution No. 1207	-	Representative Phillips
House Resolution No. 1208		
and		
House Resolution No. 1209	-	Representative McGhee
House Resolution No. 1210	-	Representative Weter
House Resolution No. 1211	-	Representative Baker (123)
House Resolution No. 1212	-	Representative Viebrock
House Resolution No. 1213	-	Representative Liese
House Resolution No. 1214	-	Representative Schneider
House Resolution No. 1215	-	Representatives Deeken and Bruns
House Resolution No. 1216	-	Representative Bringer
House Resolution No. 1217		
and		
House Resolution No. 1218	-	Representative Robinson
House Resolution No. 1219	-	Representative Flook
House Resolution No. 1220	-	Representative Moore
House Resolution No. 1221		
and		
House Resolution No. 1222	-	Representative Nieves
House Resolution No. 1223	-	Representative Loehner
House Resolution No. 1224	-	Representative Cunningham (145)
House Resolution No. 1225	-	Representative Behnen
House Resolution No. 1226	-	Representative Hubbard
House Resolution No. 1227	-	Representative Guest
House Resolution No. 1228	-	Representative Smith (14)
House Resolution No. 1229	-	Representative Hughes
House Resolution No. 1230	-	Representative Flook
House Resolution No. 1231	-	Representative Brown (50), et al.
House Resolution No. 1232		
through		
House Resolution No. 1246	-	Representative Bruns

SECOND READING OF HOUSE BILL

HB 1998 was read the second time.

Speaker Pro Tem Bearden assumed the Chair.

PERFECTION OF HOUSE BILL

HCS HB 1275, as amended, relating to virtual schools, was taken up by Representative Baker (123).

Representative Aull offered **House Amendment No. 3**.

Representative Flook raised a point of order that the distribution of **House Amendment No. 3** was not timely.

The Chair ruled the point of order well taken.

On motion of Representative Baker (123), **HCS HB 1275, as amended**, was adopted.

On motion of Representative Baker (123), **HCS HB 1275, as amended**, was ordered perfected and printed.

Speaker Jetton resumed the Chair.

BILL IN CONFERENCE

CCR SCS HCS HB 1014, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HCS HB 1014** was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hunter
Icet	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sater	Schaaf	Schad	Scharnhorst	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 062

Aull	Baker 25	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Donnelly	Dougherty	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners

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Oxford	Page	Robinson	Salva	Schoemehl
Shoemyer	Skaggs	Spreng	Storch	Swinger
Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Bowman	Brown 30	Daus	Hobbs
Roorda	Rucker	Sander	Schlottach	

On motion of Representative Icet, **CCS SCS HCS HB 1014** was read the third time and passed by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hunter
Icet	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sater	Schaaf	Schad	Scharnhorst	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 063

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Donnelly	Dougherty	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Salva
Schoemehl	Shoemyer	Skaggs	Spreng	Storch
Swinger	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Daus	Hobbs	Roorda
Rucker	Sander	Schlottach		

Speaker Jetton declared the bill passed.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 1860 - Elections

COMMITTEE REPORTS

Committee on Job Creation and Economic Development, Chairman Richard reporting:

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HCR 25**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 25

WHEREAS, the current Federal Defense Budget does not include an allocation for the United States Air Force C-17 Globemaster III military transport plane program at Boeing St. Louis; and

WHEREAS, in 2002, Boeing dedicated a new St. Louis C-17 manufacturing facility which allowed Boeing to consolidate its major St. Louis C-17 assembly work into one facility; and

WHEREAS, today, twenty percent of all C-17 planes are manufactured at Boeing St. Louis; and

WHEREAS, the Boeing St. Louis team, the largest supplier for the C-17, produces the airlifter's cargo ramp and door, cockpit, including the flight deck, main landing gear pods and pylons. In addition, 10,000 detail parts for the C-17 are fabricated at Boeing's strategic partner, GKN Aerospace Services - St. Louis, to deliver to Long Beach, California, and Macon, Georgia; and

WHEREAS, the new facility at Boeing St. Louis was part of a \$140 million multistage plan designed to transform the Boeing St. Louis site into one of the most competitive operations in the aerospace industry; and

WHEREAS, if federal funding for this program is not included in the Federal Defense Budget, 950 jobs at Boeing St. Louis and 565 jobs at GKN Aerospace Services - St. Louis would be lost; and

WHEREAS, Boeing St. Louis is second only to Long Beach, California in the manufacturer of the C-17 Globemaster III military transport plane and has 57 suppliers across the State of Missouri; and

WHEREAS, the loss of almost 1500 skilled aerospace jobs, occurring at the same time that the Hazelwood Ford Plant is scheduled for closure, would have a significant negative impact on the economy of St. Louis and the State of Missouri, as well as the employment and financial stability of almost 1500 employees in this state:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby urge the United States Congress to include in the Federal Defense Budget an allocation for the United States Air Force C-17 Globemaster III military transport plane program at Boeing St. Louis; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for each member of the Missouri Congressional Delegation.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1378, HB 1379, HB 1391** and **HB 1541**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1045, HB 1152, HB 1267** and **HB 1634**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1482**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Ways and Means, Chairman Sutherland reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1619**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 52, introduced by Representative Rupp, relating to eminent domain.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1999, introduced by Representative Boykins, relating to distribution of controlled substances near schools.

HB 2000, introduced by Representative Smith (14), relating to the tasting of wine.

HB 2001, introduced by Representative Rupp, relating to abortion.

HB 2002, introduced by Representatives El-Amin, Hubbard, Chappelle-Nadal, Bowman, Daus, Harris (23), Storch, Low (39), Harris (110), Sanders Brooks, Villa, Curls, Yaeger, Lampe, Aull, Hughes, Oxford, Roorda, Wagner, Casey, Frame, LeVota, Dake, Wildberger, Darrough, Brown (50),

Schoemehl, Bogetto, Bringer, Hoskins, Henke, Spreng, Jolly, Johnson (61), Donnelly, Walsh, Fraser, Haywood, Swinger, Skaggs, Lowe (44), Kratky and Bland, relating to medical assistance.

HB 2003, introduced by Representatives Harris (23), Bowman, Roorda, Young, Harris (110), Yaeger, LeVota, Sanders Brooks, Aull, Salva, Whorton and Wildberger, relating to the Missouri Middle Class Tax Cut Act.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 644**, entitled:

An act to repeal sections 163.011 and 167.231 and section 163.031, as enacted by conference committee substitute for house committee substitute for senate substitute for senate committee substitute for senate bill no. 287, ninety-third general assembly, first regular session, and to enact in lieu thereof three new sections relating to reductions in state aid for school districts with decreases in summer school attendance, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, March 14, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearing to be held on: HB 1841

CHILDREN AND FAMILIES

Wednesday, March 15, 2006, 9:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 1653

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 15, 2006, 8:00 a.m. Hearing Room 6.

Executive session to follow.

Executive session will be held on: HB 999

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 14, 2006, Hearing Room 1 upon evening adjournment.

Executive session may follow.

Public hearings to be held on: HB 1698, HB 1236, HB 995, HB 1056,
HB 1290, HB 1362, HB 1830, HB 1862, HB 1925

ELECTIONS

Tuesday, March 14, 2006, Hearing Room 5 upon evening adjournment.

Public hearings to be held on: HB 1900, HB 1631

Executive session will be held on: HB 1525, HB 1765

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 15, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 1266

FINANCIAL INSTITUTIONS

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 6.

Meeting convenes at 12:30 p.m.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1480, HB 1975

HEALTH CARE POLICY

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 3.

Joint meeting with Committee on Professional Registration and Licensing.

Purpose of the meeting is an educational program regarding Chiropractic Practice.

Presentation by Dr. Rene Gassner.

HEALTH CARE POLICY

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 7.

Executive session.

The following includes, but is not limited to, those bills to be considered.

Executive session will be held on: HB 1534, HB 1162, HB 1477, HB 1226

HIGHER EDUCATION

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 4.

Executive session will follow.

Work session on HB 1308, HB 1229 and HB 1347.

Public hearings to be held on: HB 1864, HCR 21, HB 1231

INSURANCE POLICY

Wednesday, March 15, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HB 1088, HB 1588, HB 1651

INSURANCE POLICY

Thursday, March 16, 2006, 9:00 a.m. Hearing Room 3.
Executive session will be held on: HB 1837

JOINT COMMITTEE ON CAPITAL IMPROVEMENTS AND LEASES OVERSIGHT

Thursday, March 16, 2006, 8:30 a.m. Hearing Room 5.
9900 Page Avenue, St. Louis - Purchase/Lease agreement.
General Topics.
Executive session may or may not follow.

JUDICIARY

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 7.
Executive session may follow.
Public hearing to be held on: HB 1944

LOCAL GOVERNMENT

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 6.
Executive session will follow.
Public hearings to be held on: HB 1707, HB 1689, HB 1611

MISSOURI JOB TRAINING JOINT LEGISLATIVE OVERSIGHT COMMITTEE

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 4.
Request from the Department of Economic Development.
Discussion regarding the Job Retention Training Program.

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, March 14, 2006, 12:00 p.m. Hearing Room 3.
Meeting will be a Joint Committee meeting with the Committee on Health Care Policy.
Purpose of the meeting is an educational program regarding chiropractic practice.
Presentation by Dr. Rene Gassner.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 15, 2006, 12:00 p.m. Hearing Room 1.

AMENDED

Public hearings to be held on: HB 1278, HB 1188, HB 1595, HB 1936, HB 1884, HB 1885
Executive session may be held on: HB 1150, HB 1269, HB 1660, HB 1411, HB 1936

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, March 14, 2006, 8:30 a.m. Hearing Room 1.
Public hearings to be held on: HCS HB 1270 & 1027, HCS HB 1515, HB 1065, HCS HB 1551, HCS HB 1182, HCS HB 1059, HB 1446, HCS HB 977, HCS HB 1449, HB 1192, HB 1504, HCS HB 1703, HCS HB 1508, HB 1509, HB 1857, HCS HB 1440, HCS HB 1759, HB 1477, HCS HB 1099, HB 1715, HCS HB 1256, HCS HB 1244, HB 1833, HB 1494

SMALL BUSINESS

Wednesday, March 15, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HB 1928

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, March 14, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HB 1147

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, March 14, 2006, 8:00 a.m. Hearing Room 5.

Possible Executive session.

Public hearings to be held on: HCR 23, HB 1754

TOURISM

Tuesday, March 14, 2006, Hearing Room 5 upon morning recess.

Executive session may follow.

Public hearing to be held on: HB 1988

TRANSPORTATION

Wednesday, March 15, 2006, 8:00 a.m. Hearing Room 1.

Three Trails Highway Naming-RSMo 227.299.

Executive session may follow.

Public hearings to be held on: HB 1488, HB 1396, HB 1549, HB 1918, HB 1623

VETERANS

Tuesday, March 14, 2006, 9:30 a.m. Hearing Room 1.

Executive session CANCELLED

VETERANS

Wednesday, March 15, 2006, 8:00 a.m. Hearing Room 5.

Executive session

WAYS AND MEANS

Wednesday, March 15, 2006, Hearing Room 5 upon evening adjournment.

Executive session may follow.

Public hearings to be held on: HB 1085, HB 1832, HB 1966

HOUSE CALENDAR

FORTY-FIRST DAY, TUESDAY, MARCH 14, 2006

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 52

HOUSE BILLS FOR SECOND READING

HB 1999 through HB 2003

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

- 1 HB 1001 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 2 HCS HB 1002 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 3 HCS HB 1003 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 4 HCS HB 1004 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 5 HCS HB 1005 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 6 HCS HB 1006 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 7 HCS HB 1007 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 8 HB 1008 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 9 HB 1009 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 10 HCS HB 1010 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 11 HCS HB 1011 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 12 HCS HB 1012 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 13 HB 1013 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1380 - St. Onge
- 2 HCS HB 1485 - Icet
- 3 HCS HB 1026 - Rucker
- 4 HB 1302 - Cooper (155)
- 5 HCS HB 1305 - Smith (118)
- 6 HB 994 - Dusenberg
- 7 HCS HB 1151 - Cunningham (86)
- 8 HCS HB 1317 - Lipke
- 9 HCS HB 1349 - Loehner
- 10 HCS HB 974 - Davis
- 11 HB 1521 - Richard

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- 12 HCS HB 1532 - Lembke
- 13 HB 1498 - Dethrow (4 hours debate on Perfection)
- 14 HCS HB 1632 - Cooper (120)
- 15 HB 1827 - Wasson
- 16 HCS HB 1075 - Davis (150 minutes debate on Perfection)
- 17 HCS HB 1461, 1375, 1110 & 1103 - Ruestman (3 hours debate on Perfection)

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(3/08/06)

- 1 HB 998 - Smith (118)
- 2 HCS HB 1101 - Schaaf
- 3 HB 1222 - Cooper (158)
- 4 HB 1245 - Sater
- 5 HCS HB 1333 - Black
- 6 HB 1358 - Portwood
- 7 HCS HB 1432 - Moore
- 8 HB 1437 - Threlkeld
- 9 HB 1601 - Weter
- 10 HB 1687 - Wright (137)
- 11 HB 1722 - Sutherland
- 12 HB 1732 - Fraser

(3/10/06)

- 1 HCS HB 1180 - Corcoran
- 2 HCS HB 1339 - Wood
- 3 HB 1392 - Behnen
- 4 HCS HB 1559 - Cunningham (86)

HOUSE BILL FOR THIRD READING

HCS HB 1145, 1359 & 1121, (Fiscal Review 3-09-06) - Portwood

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 984 - Meadows
- 2 HB 1058 - Cunningham (86)
- 3 HCS HB 1306 - Smith (118)
- 4 HB 1491 - Walton

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HCS HB 1100 - Schaaf

SENATE BILL FOR SECOND READING

SB 644

HOUSE CONCURRENT RESOLUTION - INFORMAL

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FORTY-FIRST DAY, TUESDAY, MARCH 14, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray, with a verse from the Psalms:

“Guide me in Your truth and teach me,
For You are God my Savior,
And for You I wait all the day.”
(Psalm 25:5)

Almighty God, many topics compete for our attention. Often the pros and cons of one issue compete for our support. Holy God, guide us to see what is right, what corresponds to reality, what is the truth. And give us the courage to stand by the truth.

When several truths compete for our attention, give us the vision to see which is of greater importance in Your view. When several truths deserve consideration at once, give us the wisdom to place them in the order of priority that You would choose.

We pray to You, our God forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Laura Roettering, Kriston Parsens, Elliott LaChance, Alyssa Surgener, Jake Schreiter, Sydney Grimm, Brandy Ira, Tramon Addison, Quanisha Dillingham, Harry Schulte, Wesley Hjelm, Peter Harris, Anna Marie Case, Emily Ray, Ryan Kaufmann, Alexis Coonrod, Zandria Johnson and Catrina Hickerson.

The Journal of the fortieth day was approved as printed.

HOUSE CONCURRENT RESOLUTIONS

Representative Lampe, et al., offered House Concurrent Resolution No. 35.

Representative Hunter, et al., offered House Concurrent Resolution No. 36.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1247 - Representative Frame
House Resolution No. 1248 - Representative Munzlinger
House Resolution No. 1249
through
House Resolution No. 1255 - Representative Lager
House Resolution No. 1256 - Representative Parker
House Resolution No. 1257 - Representative Zweifel
House Resolution No. 1258 - Representative Jones
House Resolution No. 1259 - Representative Brown (30)

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 52 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1999 through **HB 2003** were read the second time.

SECOND READING OF SENATE BILL

SB 644 was read the second time.

SPECIAL RECOGNITION

Dr. Loretta Fuge was introduced by Representative Kelly; Linda Fisher was introduced by Representative Jones; Lewis Bussjaeger was introduced by Representative Flook; Laura Musick was introduced by Representative Baker (25); and Charley Schneider was introduced by Representative Johnson (61) and recognized on Alzheimer's Association's Memory Day.

Charley Schneider addressed the House.

The Helias Lady Crusaders Softball Team was introduced by Representative Deeken and recognized for attaining the Class 4 State Championship.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HB 1001, relating to appropriations, was taken up by Representative Icet.

HB 1001 was laid over.

HCS HB 1002, relating to appropriations, was taken up by Representative Icet.

HCS HB 1002 was laid over.

HCS HB 1003, relating to appropriations, was taken up by Representative Icet.

HCS HB 1003 was laid over.

HCS HB 1004, relating to appropriations, was taken up by Representative Icet.

HCS HB 1004 was laid over.

HCS HB 1005, relating to appropriations, was taken up by Representative Icet.

HCS HB 1005 was laid over.

HCS HB 1006, relating to appropriations, was taken up by Representative Icet.

HCS HB 1006 was laid over.

HCS HB 1007, relating to appropriations, was taken up by Representative Icet.

HCS HB 1007 was laid over.

HB 1008, relating to appropriations, was taken up by Representative Icet.

HB 1008 was laid over.

HB 1009, relating to appropriations, was taken up by Representative Icet.

HB 1009 was laid over.

HCS HB 1010, relating to appropriations, was taken up by Representative Icet.

HCS HB 1010 was laid over.

HCS HB 1011, relating to appropriations, was taken up by Representative Icet.

HCS HB 1011 was laid over.

HCS HB 1012, relating to appropriations, was taken up by Representative Icet.

HCS HB 1012 was laid over.

HB 1013, relating to appropriations, was taken up by Representative Icet.

HB 1013 was laid over.

HB 1001, relating to appropriations, was again taken up by Representative Icet.

Speaker Pro Tem Bearden assumed the Chair.

Representative Zweifel offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 1001, Page 3, Section 1.055, by deleting said section and adjust bill totals accordingly.

Representative Zweifel moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 068

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Donnelly	Dougherty	Dusenberg	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 47
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Oxford	Page	Robinson
Roorda	Salva	Schaaf	Schneider	Schoemehl
Shoemyer	Skaggs	Spreng	Storch	Sutherland
Swinger	Villa	Vogt	Wagner	Walsh
Walton	Wildberger	Witte	Wright-Jones	Yaeger
Yates	Young	Zweifel		

NOES: 089

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Ice	Jackson	Jones	Kelly	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
Marsh	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sater
Schad	Scharnhorst	Schlottach	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Mr Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Casey	Daus	Rucker
Sander				

Representative Whorton offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 1001, Page 3, Section 1.055, Line 3, by deleting the number “\$75,000,000” and inserting the number “\$57,000,000”; and adjust bill totals accordingly.

Representative Whorton moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Storch offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 1001, Page 3, Section 1.055, by deleting said section in its entirety.

Representative Storch moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 074

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Day	Donnelly	Dougherty	Dusenberg
El-Amin	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 47	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Munzlinger
Oxford	Page	Pearce	Robinson	Roorda
Rupp	Salva	Schaaf	Schneider	Schoemehl
Shoemyer	Skaggs	Spreng	Storch	Sutherland
Swinger	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Yates	Young	Zweifel	

NOES: 084

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Deeken
Dempsey	Denison	Dethrow	Dixon	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hunter	Icet
Jackson	Jones	Kelly	Kingery	Kraus
Lager	Lembke	Lipke	Loehner	Marsh
May	McGhee	Moore	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Sater	Schad	Scharnhorst	Schlottach	Self

Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Mr Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Daus	Rucker	Sander
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HB 1001 was laid over.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Bearden.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1260	-	Representative Lager
House Resolution No. 1261	-	Representative Guest
House Resolution No. 1262	-	Representative Wilson (130), et al.
House Resolution No. 1263	-	Representative Haywood
House Resolution No. 1264	-	Representative Guest
House Resolution No. 1265	-	Representative Wright (159)

SPECIAL RECOGNITION

Miss America Jennifer Berry was introduced by Representative Deeken and addressed the House.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HB 1001, relating to appropriations, was again taken up by Representative Icet.

Representative Wildberger offered **House Amendment No. 4**.

House Amendment No. 4 was withdrawn.

Representative Aull offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Bill No. 1001, Page 3, Section 1.055, by deleting said section in its entirety.

Representative Aull moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote:

AYES: 066

Aull	Baker 25	Baker 123	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Donnelly	Dougherty	Frame	Fraser
George	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kraus	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Robinson	Roorda	Salva
Schaaf	Schoemehl	Shoemyer	Skaggs	Smith 150
Storch	Sutherland	Swinger	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wells
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

NOES: 086

Avery	Bearden	Behnen	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Lager	Lembke	Lipke	Loehner
Marsh	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sater
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Stevenson	St. Onge
Threlkeld	Tilley	Wasson	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 010

Bean	Bowman	Brown 30	Daus	El-Amin
Harris 23	Rucker	Sander	Spreng	Viebrock

Representative Whorton offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Bill No. 1001, Page 3, Section 1.055, Line 3, by deleting the number "\$75,000,000" and inserting the number "\$73,000,000"; and adjust bill totals accordingly.

Representative Whorton moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote:

AYES: 070

Aull	Baker 25	Bivins	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Donnelly	Dougherty	Dusenberg	El-Amin
Frame	Fraser	George	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	McGhee
Meadows	Meiners	Oxford	Page	Robinson
Roorda	Salva	Schaaf	Schoemehl	Shoemyer
Skaggs	Spreng	Storch	Sutherland	Swinger
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Whorton	Wildberger	Witte	Wood
Wright-Jones	Yaeger	Yates	Young	Zweifel

NOES: 085

Avery	Baker 123	Bearden	Behnen	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hunter	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
Marsh	May	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Richard	Roark	Robb
Ruestman	Rupp	Sater	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Threlkeld
Tilley	Viebrock	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wright 137	Wright 159	Mr Speaker

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Bowman	Brown 30	Daus	Harris 23
Rector	Rucker	Sander		

HB 1001 was laid over.

HCS HB 1002, relating to appropriations, was again taken up by Representative Icet.

Representative Fares offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1002, Page 11, Section 2.267, by deleting the section in its entirety.

Representative Fares moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 020

Avery	Bivins	Black	Cooper 155	Corcoran
Cunningham 86	Davis	Dougherty	Fares	Hoskins
Hubbard	May	McGhee	Moore	Myers
Robb	Sater	Schlottach	Stevenson	Vogt

NOES: 136

Aull	Baker 25	Baker 123	Bearden	Behnen
Bland	Bogetto	Bowman	Boykins	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 158	Cunningham 145
Curls	Dake	Darrough	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dusenberg	El-Amin	Emery	Ervin	Faith
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	Meadows	Meiners	Munzlinger	Muschany
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robinson	Roorda	Ruestman	Rupp
Salva	Schaaf	Schad	Scharnhorst	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Wagner	Walsh	Walton
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Daus	Rucker	Sander
Wallace	Wasson			

Representative Behnen assumed the Chair.

Representative Cooper (158) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1002, Page 2, Section 2.015, Line 19, by deleting “\$43,962,386” and inserting “\$39,347,763”; and

Further amend said bill and section, Line 20, by deleting “\$4,178,641” and inserting “\$4,158,811”; and

Further amend said bill and section, Line 22, by deleting “\$1,707,167” and inserting “\$1,273,867”; and

Further amend said bill and section, Line 23, by deleting said line and inserting the following:

“Total (Not to exceed 768.57 F.T.E.).....\$3,142,226,707”; and

Further amend said bill, Page 10, Section 2.240, by adding immediately after Line 1 the following new line “For the Office of Administration”; and

Further amend said bill, Page 11, Section 2.265, Line 3, by deleting “\$1,500,000E” and inserting “\$1,310,120E”; and

Further amend said bill and page, Section 2.275, Line 6, by deleting “\$266,875” and inserting “\$255,490”; and

Amend section total accordingly.

On motion of Representative Cooper (158), **House Amendment No. 2** was adopted by the following vote:

AYES: 103

Avery	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Bruns	Chinn
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Dake	Davis	Day	Decken	Dempsey
Denison	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	Guest	Henke
Hobbs	Hubbard	Hunter	Ice	Jackson
Johnson 47	Jones	Kelly	Kingery	Kraus
Lager	Lembke	Lipke	Loehner	Marsh
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Wasson	Wells	Weter
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 051

Aull	Bland	Bowman	Bringer	Brown 50
Burnett	Casey	Chappelle-Nadal	Corcoran	Curls
Darrough	Donnelly	El-Amin	Frame	George
Harris 23	Harris 110	Haywood	Hoskins	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Oxford	Page	Robinson	Roorda
Salva	Schoemehl	Shoemyer	Skaggs	Spreng
Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 002

Boykins Brooks

ABSENT WITH LEAVE: 007

Bean	Brown 30	Daus	Rucker	Sander
Schneider	Wallace			

Representative Cooper (158) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1002, Page 1, Section 2.005, by adding immediately after said section the following new section:

“Section 2.007. To the Department of Elementary and Secondary Education
For the Office of Administration
For administration of state facilities assets, personnel and resources by the Facilities
Management, Design and Construction Division
Personal Service and/or Expense and Equipment, provided that not more than fifty
(50%) flexibility is allowed between each appropriation

From General Revenue Fund	\$4,626,008
From Federal Funds	19,830
From Bingo Proceeds for Education Fund	433,300
From School for Blind Trust Fund	189,880
Total (Not to exceed 84.28 F.T.E.)	<u>\$5,269,018”.</u>

On motion of Representative Cooper (158), **House Amendment No. 3** was adopted.

HCS HB 1002, as amended, was laid over.

HCS HB 1004, relating to appropriations, was again taken up by Representative Icet.

Representative Cooper (158) offered **House Amendment No. 1.**

House Amendment No.1

AMEND House Committee Substitute for House Bill No. 1004, Page 1, Section 4.005, Line 3, by deleting “\$43,362,869” and inserting “\$43,344,274”; and

Further amend said section, Page 2, Line 13, by deleting “\$11,369,932” and inserting “\$11,362,956”; and

Further amend said page and section, Line 18, by deleting said line and inserting the following:

“Total (Not to exceed 1,393.91 F.T.E.) \$66,053,241”; and

Further amend said bill, Page 6, Section 4.150, Line 7, by deleting “\$6,934,332” and inserting “\$6,860,575”; and

Further amend said page, section, Line 8, by deleting “\$29,314,022E” and inserting “\$27,447,151E”; and

Further amend said page, section, Line 9, by deleting said line and inserting the following:

“Total (Not to exceed 171.50 F.T.E.) \$34,307,726”.

Speaker Pro Tem Bearden resumed the Chair.

On motion of Representative Cooper (158), **House Amendment No. 1** was adopted by the following vote:

AYES: 100

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bogetto	Bruns	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Dake
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hubbard	Hunter
Iceet	Jackson	Johnson 47	Kelly	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
Marsh	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Wasson
Wells	Weter	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 055

Aull	Baker 25	Bland	Boykins	Bringer
Brooks	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Darrough	Donnelly	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hughes	Johnson 90
Jolly	Jones	Kratky	Kuessner	Lampe

LeVota	Liese	Low 39	Lowe 44	Meadows
Oxford	Page	Robinson	Roorda	Salva
Schoemehl	Shoemyer	Skaggs	Spreng	Villa
Vogt	Wagner	Walsh	Walton	Whorton
Wildberger	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Bowman	Brown 30	Daus	Johnson 61
Rucker	Sander	Wallace		

Representative Cooper (158) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1004, Page 2, Section 4.005, by adding immediately after said section the following new section:

“Section 4.007. To the Department of Revenue
For the Office of Administration
For administration of state facilities assets, personnel and resources by the Facilities
Management, Design and Construction Division
Personal Service and/or Expense and Equipment, provided that not more than fifty
(50%) flexibility is allowed between each appropriation

From General Revenue Fund	\$18,595
From State Highways and Transportation Department Fund	6,976
From Lottery Enterprise Fund	<u>1,940,628</u>
Total (Not to exceed 3 F.T.E.)	\$1,966,199”.

On motion of Representative Cooper (158), **House Amendment No. 2** was adopted.

HCS HB 1004, as amended, was laid over.

HCS HB 1002, as amended, relating to appropriations, was again taken up by Representative Icet.

Representative Shoemyer offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1002, Page 1, Section 2.005, Line 6, by deleting “2,290,635” and inserting “2,266,524”; and

Further amend said section, Line 7, by deleting “1,635,583” and inserting “1,625,523”; and

Further amend said section, Line 8, by deleting “2,939,102” and inserting “2,936,612”; and

Further amend said bill, Page 2, Section 2.015, Line 19, by deleting “43,962,386” and inserting “43,889,806”; and

Further amend said section, Line 20, by deleting “4,178,641” and inserting “4,144,650”; and

Further amend said bill, Pages 3-4, Section 2.045, Line 6, by deleting “1,477,573” and inserting “1,463,584”; and

Further amend said section, Line 7, by deleting “7,359,000” and inserting “7,332,403”; and

Further amend said section, Line 13, by deleting “1,404,854” and inserting “1,392,358”; and

Further amend said section, Line 14, by deleting “2,890,750” and inserting “2,881,217”; and

Further amend said section, Line 19, by deleting “236,697” and inserting “234,442”; and

Further amend said section, Line 20, by deleting “2,288,275” and inserting “2,274,581”; and

Further amend said section, Line 25, by deleting “1,104,523” and inserting “1,094,566”; and

Further amend said bill, Page 8, Section 2.175, Line 3, by deleting “24,830,688” and inserting “24,694,080”; and

Further amend said bill, Page 11, Section 2.275, Line 7, by deleting “50,200” and inserting “49,000”; and

Further amend said bill, Page 12, Section 2.280, Line 6, by deleting “802,107” and inserting “798,972”; and

Further amend said section, Line 7, by deleting “2,158,266” and inserting “2,156,630”; and

Further amend said section, Line 8, by deleting “546,592” and inserting “546,217”; and

Adjust section and bill totals accordingly.

Representative Behnen resumed the Chair.

Representative Shoemyer moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 071

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Day	Donnelly	Dougherty	Dusenberg
El-Amin	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 61	Johnson 90	Jolly	Jones
Kratky	Kuessner	Lampe	LeVota	Liese
Loehner	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Robinson	Roorda	Salva
Schaaf	Schad	Schoemehl	Shoemyer	Skaggs
Spreng	Storch	Sutherland	Swinger	Threlkeld
Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young				

NOES: 085

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Deeken
Dempsey	Denison	Dethrow	Dixon	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hunter	Icet
Jackson	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Rupp	Sater	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Tilley	Viebrock	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Zweifel	Mr Speaker

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Daus	Johnson 47	Rucker
Sander	Wallace			

HCS HB 1002, as amended, was laid over.

Speaker Jetton resumed the Chair.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 1014**, and has taken up and passed **CCS SCS HCS HB 1014**.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **CCS SCS HCS HB 1014** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **CCS SCS HCS HB 1014** was delivered to the Governor by the Chief Clerk of the House.

Speaker Pro Tem Bearden resumed the Chair.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 1002, as amended, relating to appropriations, was again taken up by Representative Icet.

HCS HB 1002, as amended, was laid over.

HCS HB 1003, relating to appropriations, was again taken up by Representative Icet.

Representative Cunningham (86) offered **House Amendment No. 1**.

House Amendment No. 1 was withdrawn.

HCS HB 1003 was laid over.

HCS HB 1004, relating to appropriations, was again taken up by Representative Icet.

Representative Harris (23) offered **House Amendment No. 3**.

Representative Flook raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Smith (150) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1004, Page 14, Section 4.320, Line 4, by deleting "\$4,500,000" and inserting in lieu thereof "\$3,000,000"; and adjust section and bill totals accordingly.

Speaker Jetton resumed the Chair.

Representative Dixon assumed the Chair.

Representative Smith (150) moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Speaker Jetton resumed the Chair.

Representative Bringer offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 1004, Page 1, Section 4.005, Line 3, by deleting the number “43,362,869” and inserting “42,593,545”; and

Adjust section and bill totals accordingly

Representative Bringer moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote:

AYES: 069

Aull	Baker 25	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Donnelly	Dougherty	El-Amin
Faith	Flook	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kraus	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Oxford
Page	Robinson	Roorda	Rupp	Salva
Schoemehl	Shoemyer	Skaggs	Smith 150	Spreng
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

NOES: 085

Baker 123	Bearden	Behnen	Bivins	Bruns
Chinn	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Fares	Fisher	Franz	Guest
Hobbs	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Lager	Lembke
Lipke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Self
Silvey	Smith 14	Smith 118	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

PRESENT: 000

ABSENT WITH LEAVE: 009

Avery	Bean	Brown 30	Daus	Marsh
Meiners	Rucker	Sander	Schneider	

HCS HB 1004, as amended, was laid over.

HCS HB 1005, relating to appropriations, was again taken up by Representative Icet.

Representative LeVota offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1005, Page 12, Section 5.280, Line 2, by deleting Lines 2 through 13 and inserting the following:

“to the Budget Reserve Fund such amounts as may be necessary for cash-flow assistance to various funds”; and

Further amend said bill, Page 13, Section 5.285, by deleting Lines 3 through 8 and inserting the following:

“assistance to the Budget Reserve Fund”; and

Further amend said bill, Page 3, Section 5.290, Line 3, by deleting the following words:

“and Other Funds”.

Representative LeVota moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 064

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Donnelly	Dougherty	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Salva	Schoemehl	Shoemyer	Skaggs	Spreng
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

NOES: 090

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Icet	Johnson 47	Jones	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
May	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb

Ruestman	Rupp	Sater	Schaaf	Schad
Scharmhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Daus	Jackson	Kelly
Marsh	McGhee	Rucker	Sander	

Representative El-Amin offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1005, Page 2, Section 5.030, Line 6, by deleting the number “6,381,626” and inserting “4,181,626”; and

Further amend said bill, Page 3, Section 5.035, Line 7, by deleting the number “46,707,166” and inserting “42,707,166”; and

Adjust section and bill totals accordingly.

Representative El-Amin moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 065

Aull	Baker 25	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Donnelly	Dougherty	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Robinson	Roorda	Rupp
Salva	Schoemehl	Shoemyer	Skaggs	Smith 150
Spreng	Storch	Swinger	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

NOES: 091

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Icet	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke

Lipke	Loehner	Marsh	May	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Bowman	Brown 30	Daus	McGhee
Rucker	Sander			

Representative Baker (25) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1005, Page 2, Section 5.030, Line 6, by deleting the number “6,381,626” and inserting “4,181,626”; and

Further amend said bill, Page 3, Section 5.035, Line 7, by deleting the number “46,707,166” and inserting “42,707,166”; and

Adjust section and bill totals accordingly.

Representative Baker (25) moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 068

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Cooper 155	Corcoran	Curls
Dake	Darrough	Donnelly	Dougherty	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Oxford	Page	Robinson
Roorda	Rupp	Salva	Schaaf	Schoemehl
Shoemyer	Skaggs	Smith 150	Spreng	Storch
Swinger	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

NOES: 088

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 158

Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hunter	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
Marsh	May	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Sater	Schad	Schamhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Daus	Faith	McGhee
Rucker	Sander			

HCS HB 1005 was laid over.

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Hobbs reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HJR 43**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1037**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1144**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1617** and **HB 1374**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Agri-Business, Chairman Munzlinger reporting:

Mr. Speaker: Your Special Committee on Agri-Business, to which was referred **HB 1577**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Energy and Environment, Chairman Bivins reporting:

Mr. Speaker: Your Special Committee on Energy and Environment, to which was referred **HB 1149**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Student Achievement and Finance, Chairman Baker (123) reporting:

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **HCR 23**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 23

WHEREAS, the federal No Child Left Behind (NCLB) Act requires states to assess all students in their state's assessment program; and

WHEREAS, the Act provides for a limited number of students with disabilities to be assessed with an alternate assessment, but only 1% of a school district's tested population may be counted as proficient or above using the alternate assessment; and

WHEREAS, this limitation results in some special needs students being included in the regular state assessment system when, in fact, their cognitive disabilities are such that they should not be assessed with their age or grade-level peers; and

WHEREAS, a more appropriate assessment for them might be a test that was developed for use in some grade-level below the grade in which they are classified, but the United States Department of Education regulations governing the implementation of the NCLB Act prohibit this "out of grade-level" testing; and

WHEREAS, the United States Department of Education has recently allowed for the inclusion of an additional 2% of students with disabilities to be assessed with a modified grade-level assessment, but this additional flexibility still prohibits "out of grade-level" testing; and

WHEREAS, the Individuals with Disabilities Education Improvement Act (IDEA), which predates the NCLB Act, contains requirements for assessment that must be included in the student's individualized educational program (IEP), which may not meet the requirements of the NCLB Act for assessment and thus may place the IEP team at odds with the overall NCLB assessment process and may create confusion for parents; and

WHEREAS, certain accommodations written into an IEP, such as reading out loud or paraphrasing, are currently not acceptable for certain assessments under NCLB procedures, thus making the student's performance on the assessment not count for NCLB purposes and denying the student an accommodation that the IEP team has documented as necessary to the child's best chances for a proficient performance; and

WHEREAS, Secretary Margaret Spellings has shown an admirable flexibility in permitting experimentation

with alternative approaches to the NCLB Act while keeping the focus on accountability:

NOW, THEREFORE, BE IT RESOLVED by the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, that the interests of the special needs students of the state would best be served by reviewing the assessment provisions of IDEA and the NCLB Act together to eliminate contradictory objectives, so that accommodations that are appropriate to a student with an IEP do not invalidate the student's assessment results for the purposes of No Child Left Behind assessments; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for Margaret Spellings, Secretary of the United States Department of Education and each member of the Missouri Congressional delegation.

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **HB 1865**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Urban Issues, Chairman Hoskins reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 1783** and **HB 1479**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Tourism, Chairman Marsh reporting:

Mr. Speaker: Your Committee on Tourism, to which was referred **HB 1988**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1762**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 4**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 977**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1059**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1065**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1182**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1192**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1244**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1256**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1440**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1446**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1449**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1494**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1508**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1509**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1515**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1551**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1703**, begs leave to report it has examined the same and recommends that it **Be Returned to Committee of Origin**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1715**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1759**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1833**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1857**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

ADVANCEMENT OF CONSENT BILLS

Pursuant to Rule 44(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 998, HCS HB 1101, HB 1222, HB 1245, HCS HB 1333, HB 1358, HCS HB 1432, HB 1437, HB 1601, HB 1687, HB 1722 and HB 1732.**

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2004, introduced by Representatives Smith (14), McGhee and Fisher, relating to a tutoring program for public schools.

HB 2005, introduced by Representative Aull, relating to civil air patrol.

HB 2006, introduced by Representatives Nance, Brown (50), Bivins, Nolte and Silvey, relating to income taxation.

HB 2007, introduced by Representatives Schlottach, Myers, Bivins and Threlkeld, relating to water pollution control fees.

HB 2008, introduced by Representatives Muschany and Cunningham (86), relating to school emergency procedures.

HB 2009, introduced by Representatives Dethrow, Wilson (119) and Cunningham (145), relating to firearms safety training.

HB 2010, introduced by Representatives Casey, Meadows, Frame, Wagner, Roorda and Harris (110), relating to juvenile court employees.

HB 2011, introduced by Representatives Casey, Wagner, Meadows, Frame, Johnson (90) and Roorda, relating to motor vehicle emissions testing.

HB 2012, introduced by Representatives Frame, Meadows, Casey, Wagner, Roorda, Henke, Young, Meiners, Yaeger, Corcoran and Skaggs, relating to the motor vehicle emissions inspection program.

HB 2013, introduced by Representative Harris (23), relating to an exemption from state and local sales and use taxes for food and clothing for foster children.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 667, 704, 941, 956 & 987**, entitled:

An act to repeal section 227.345, RSMo, and to enact in lieu thereof seven new sections relating to highway patrol member highway designations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 735**, entitled:

An act to repeal sections 287.480, 288.240, 537.690, and 595.036, RSMo, and to enact in lieu thereof four new sections relating to applications for review or appeal filed with the labor and industrial relations commission.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 779**, entitled:

An act to repeal sections 287.127 and 288.130, RSMo, and to enact in lieu thereof three new sections relating to labor posting requirements, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 806**, entitled:

An act to amend chapter 160, RSMo, by adding thereto one new section relating to the founding documents protection act.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 830**, entitled:

An act to repeal sections 86.1110, 86.1140, 86.1490, and 86.1500, RSMo, and to enact in lieu thereof four new sections relating to police military leave.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 871**, entitled:

An act to repeal sections 86.252, 86.253, and 86.255, RSMo, and to enact in lieu thereof four new sections relating to police retirement.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 964**, entitled:

An act to repeal section 41.150, RSMo, and to enact in lieu thereof one new section relating to the appointment and duties of assistant adjutants general.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 965**, entitled:

An act to repeal sections 190.350, 190.353, and 190.355, RSMo, and to enact in lieu thereof two new sections relating to poison control.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 990**, entitled:

An act to amend chapter 227, RSMo, by adding thereto one new section relating to the Wyman S. Basinger Memorial Highway.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Cunningham (145) has been appointed a member of the Fiscal Review Committee.

Representative Icet is no longer a member of the Joint Committee on Government Accountability.

Representative Jones has been appointed a member of the Crime Prevention and Public Safety Committee.

MESSAGE FROM THE GOVERNOR

EXECUTIVE OFFICE

March 14, 2006

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
93rd GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI:

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1014** entitled:

“AN ACT”

To appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2006.

On March 14, 2006, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1014**.

Respectfully submitted,

/s/ Matt Blunt
Governor

The following member's presence was noted: Sander.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m, Wednesday, March 15, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Sally Faith, District 15, hereby state and affirm that my vote as recorded on the motion to adopt HA 3 to HCS HB 1005 as recorded in the House Journal for Tuesday, March 14, 2006 showing that I voted “absent with leave” was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted “no”. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 14th day of March 2006.

/s/ Sally Faith
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 14th day of March in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

CHILDREN AND FAMILIES

Wednesday, March 15, 2006, 9:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 1653

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 15, 2006, 8:00 a.m. Hearing Room 6.

Executive session to follow.

Executive session will be held on: HB 999

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 15, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 1266

HEALTH CARE POLICY

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1904, HB 1821

INSURANCE POLICY

Wednesday, March 15, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HB 1088, HB 1588, HB 1651

INSURANCE POLICY

Thursday, March 16, 2006, 9:00 a.m. Hearing Room 3.

Executive session will be held on: HB 1837

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, March 15, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: HB 1870

JOINT COMMITTEE ON CAPITAL IMPROVEMENTS AND LEASES OVERSIGHT

Thursday, March 16, 2006, 8:30 a.m. Hearing Room 5.

9900 Page Avenue, St. Louis - Purchase/Lease agreement. General Topics.

Executive session may or may not follow.

LOCAL GOVERNMENT

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 6.

Executive session will follow. AMENDED

Public hearings to be held on: HB 1707, HB 1689, HB 1611, HB 1716, SB 863

MISSOURI JOB TRAINING JOINT LEGISLATIVE OVERSIGHT COMMITTEE

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 4.
Request from the Department of Economic Development.
Discussion regarding the Job Retention Training Program.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 15, 2006, 12:00 p.m. Hearing Room 1. AMENDED
Public hearings to be held on: HB 1278, HB 1188, HB 1595, HB 1936, HB 1884, HB 1885
Executive session may be held on: HB 1150, HB 1269, HB 1660, HB 1411, HB 1936

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, March 16, 2006, 8:30 a.m. Hearing Room 3.
Public hearings to be held on: HCR 24, HCS HB 1620, HB 1619, HB 1988,
HB 1858, HCS HB 1762, HCS HB 1739, HCS HB 1511, HB 1577,
HCS HB 1045, 1152, 1267 & 1634, HCS HB 1482,
HCS HB 1378, 1379, 1391 & 1541, HCS HB 1397, HB 1865,
HCS HB 1783 & 1479, HCS HB 1149

SENIOR CITIZEN ADVOCACY

Thursday, March 16, 2006, 8:15 a.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: HB 1808, HB 1873

SMALL BUSINESS

Wednesday, March 15, 2006, 12:00 p.m. Hearing Room 4.
Executive session may follow.
Public hearing to be held on: HB 1928

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Wednesday, March 15, 2006, House Gallery south side upon afternoon adjournment.
Executive session only.

TRANSPORTATION

Wednesday, March 15, 2006, 8:00 a.m. Hearing Room 1.
Three Trails Highway Naming - RSMo 227.299.
Executive session may follow.
Public hearings to be held on: HB 1488, HB 1396, HB 1549, HB 1918, HB 1623

VETERANS

Wednesday, March 15, 2006, 8:00 a.m. Hearing Room 5.
Executive session

WAYS AND MEANS

Wednesday, March 15, 2006, Hearing Room 5 upon evening adjournment.
Executive session. AMENDED
Public hearings to be held on: HB 1085, HB 1832

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, March 15, 2006, 12:00 p.m. Hearing Room 3.

Executive session may follow. CANCELLED

Public hearing to be held on: HB 1910

HOUSE CALENDAR

FORTY-SECOND DAY, WEDNESDAY, MARCH 15, 2006

HOUSE BILLS FOR SECOND READING

HB 2004 through HB 2013

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

- 1 HB 1001 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 2 HCS HB 1002, as amended - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 3 HCS HB 1003 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 4 HCS HB 1004, as amended - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 5 HCS HB 1005 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 6 HCS HB 1006 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 7 HCS HB 1007 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 8 HB 1008 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 9 HB 1009 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 10 HCS HB 1010 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 11 HCS HB 1011 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 12 HCS HB 1012 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)
- 13 HB 1013 - Icet (10 hours total debate on Perfection for HB 1001 through HB 1013)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1380 - St. Onge
- 2 HCS HB 1485 - Icet
- 3 HCS HB 1026 - Rucker
- 4 HB 1302 - Cooper (155)
- 5 HCS HB 1305 - Smith (118)
- 6 HB 994 - Dusenberg

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- 7 HCS HB 1151 - Cunningham (86)
- 8 HCS HB 1317 - Lipke
- 9 HCS HB 1349 - Loehner
- 10 HCS HB 974 - Davis
- 11 HB 1521 - Richard
- 12 HCS HB 1532 - Lembke
- 13 HB 1498 - Dethrow (4 hours debate on Perfection)
- 14 HCS HB 1632 - Cooper (120)
- 15 HB 1827 - Wasson
- 16 HCS HB 1075 - Davis (150 minutes debate on Perfection)
- 17 HCS HB 1461, 1375, 1110 & 1103 - Ruestman (3 hours debate on Perfection)
- 18 HB 1065 - Tilley
- 19 HCS HB 1182 - Stevenson

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(3/10/06)

- 1 HCS HB 1180 - Corcoran
- 2 HCS HB 1339 - Wood
- 3 HB 1392 - Behnen
- 4 HCS HB 1559 - Cunningham (86)

(3/15/06)

- 1 HCR 4 (3-02-06, Pages 383-384) - Bruns
- 2 HCS HB 977 - Whorton
- 3 HCS HB 1059 - Cunningham (86)
- 4 HB 1192 - Smith (118)
- 5 HCS HB 1244 - Ruestman
- 6 HCS HB 1256 - Haywood
- 7 HCS HB 1440 - Sutherland
- 8 HB 1446 - Whorton
- 9 HCS HB 1449 - Wright (159)
- 10 HB 1494 - Emery
- 11 HCS HB 1508 - Bruns
- 12 HB 1509 - Bruns
- 13 HCS HB 1515 - Behnen
- 14 HCS HB 1551 - Tilley
- 15 HB 1715 - Pratt
- 16 HCS HB 1759 - Wasson
- 17 HB 1833 - Wood
- 18 HB 1857 - Lipke

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1145, 1359 & 1121, (Fiscal Review 3-09-06) - Portwood
- 2 HCS HB 1275 - Baker (123)

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 984 - Meadows
- 2 HB 1058 - Cunningham (86)
- 3 HCS HB 1306 - Smith (118)
- 4 HB 1491 - Walton
- 5 HB 998 - Smith (118)
- 6 HCS HB 1101 - Schaaf
- 7 HB 1222 - Cooper (158)
- 8 HB 1245 - Sater
- 9 HCS HB 1333 - Black
- 10 HB 1358 - Portwood
- 11 HCS HB 1432 - Moore
- 12 HB 1437 - Threlkeld
- 13 HB 1601, E.C. - Weter
- 14 HB 1687 - Wright (137)
- 15 HB 1722 - Sutherland
- 16 HB 1732 - Fraser

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HCS HB 1100 - Schaaf

SENATE BILLS FOR SECOND READING

- 1 SCS SBs 667, 704, 941, 956 & 987
- 2 SB 735
- 3 SB 779
- 4 SB 806
- 5 SCS SB 830
- 6 SB 871
- 7 SB 964
- 8 SB 965
- 9 SB 990

HOUSE CONCURRENT RESOLUTION - INFORMAL

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FORTY-SECOND DAY, WEDNESDAY, MARCH 15, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend Mark Christian, United Pentecostal Church International.

Righteous Everlasting God we thank You for this day. I thank You for the work of this incredibly important legislative assembly.

Your servant, David of old, reminded us of the value of walking in the counsel of the godly and not standing in the way of those separated from You. He also told us that we should situate our lives by the rivers of water. Thank You for this day and the blessing and favor that with Your help and strength will be brought to each member of this distinguished House.

In Jesus name we ask these things. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Jena Thompson, Tyler Way, Melissa Kaye Walker, Garrett Buschjost, Jaycie Lane Balkenbush, Colleen Weigel, Matthew Weigel, Kelsi Bernskoetter, Hannah Owen, John D. Owen, and Brandon Harvey.

The Journal of the forty-first day was approved as printed.

HOUSE CONCURRENT RESOLUTIONS

Representative Loehner, et al., offered House Concurrent Resolution No. 37.

Representative Parson, et al., offered House Concurrent Resolution No. 38.

SECOND READING OF HOUSE BILLS

HB 2004 through **HB 2013** were read the second time.

SECOND READING OF SENATE BILLS

SCS SBs 667, 704, 941, 956 & 987, SB 735, SB 779, SB 806, SCS SB 830, SB 871, SB 964, SB 965 and SB 990 were read the second time.

SPECIAL RECOGNITION

Dr. Kendall Dwayne Jones, Sr., was introduced by Representative Hughes and recognized as an Outstanding Missourian.

George and Bernice Cox were introduced by Representative Wright (159) and recognized as Outstanding Missourians.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 1005, relating to appropriations, was taken up by Representative Icet.

Representative Donnelly offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1005, Page 3, Section 5.035, Line 7, by deleting the number “46,707,166” and inserting “46,649,425”; and

Adjust section and bill totals accordingly.

Representative Cooper (120) assumed the Chair.

Speaker Jetton resumed the Chair.

On motion of Representative Donnelly, **House Amendment No. 4** was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Icet	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rupp	Salva	Sander	Sater

Schaaf	Schad	Scharnhorst	Schlottach	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Brown 30	Daus	Fares	Harris 23
Jackson	Rucker	Ruestman	Schneider	Wasson
Mr Speaker				

HCS HB 1005, as amended, was laid over.

HCS HB 1011, relating to appropriations, was taken up by Representative Icet.

Representative Donnelly offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1011, Page 17, Section 11.400, Line 9, by deleting the number “3,844,986” and inserting “3,902,727”; and

Adjust section and bill totals accordingly.

On motion of Representative Donnelly, **House Amendment No. 1** was adopted by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger

Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Bearden	Brown 30	Daus	Harris 23
Haywood	Rucker	Walton	Whorton	

HCS HB 1011, as amended, was laid over.

HCS HB 1006, relating to appropriations, was taken up by Representative Icet.

Representative Cooper (158) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1006, Page 2, Section 6.020, Line 1, by adding immediately after Line 1 the following new line “For the Office of Administration”; and

Further amend said bill, Page 9, Section 6.120, Line 4, by deleting “\$534,998” and inserting “\$249,948”; and

Further amend said section, Line 5, by deleting “\$1,238,643” and inserting “\$1,075,896”; and

Further amend said section, Line 6, by deleting “\$3,202,632” and inserting “\$2,174,286”; and

Further amend said section, Line 7, by deleting “\$4,441,275” and inserting “\$3,222,326”; and

Further amend said section, by deleting Line 8, and inserting:

“Total (Not to exceed 47.85 F.T.E.) \$3,500,130”; and

Further amend said bill, page, Section 6.130, Line 5, by deleting “\$166,062” and inserting “\$138,206”.

On motion of Representative Cooper (158), **House Amendment No. 1** was adopted.

Representative Cooper (158) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1006, Page 2, Section 6.005, adding immediately after said section the following new section:

“Section 6.007. To the Department of Agriculture
For the Office of Administration
For administration of state facilities assets, personnel and resources by the Facilities Management,
Design and Construction Division
Personal Service and/or Expense and Equipment, provided that not more than fifty (50%) flexibility is
allowed between each appropriation

From General Revenue Fund	\$285,050
From State Fair Fees Fund	1,218,949
Total (Not to exceed 13.90 F.T.E.)	\$1,503,999”.

On motion of Representative Cooper (158), **House Amendment No. 2** was adopted.

Representative Harris (110) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1006, Page 8, Section 6.110, Line 4, by deleting the number “\$483,000” and inserting the number “\$473,000”; and

Adjust bill totals accordingly.

Representative Harris (110) moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 067

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chinn	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Donnelly	Dougherty	El-Amin
Frame	Franz	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kuessner	Lampe	LeVota	Liese	Low 39
Lowe 44	McGhee	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Salva	Schaaf
Schoemehl	Shoemyer	Skaggs	Spreng	Storch
Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

NOES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken

Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Guest	Hobbs	Hunter	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
Marsh	May	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Sater
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Daus	Rucker
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Representative Bringer offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1006, Page 8, Section 6.110, Line 4, by deleting the entire line; and

Adjust section and bill totals accordingly.

Representative Bringer moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 058

Aull	Baker 25	Bland	Bogetto	Bowman
Bringer	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Donnelly	El-Amin	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 90	Jolly	Kratky
Kuessner	Lampe	LeVota	Low 39	Lowe 44
McGhee	Meadows	Meiners	Oxford	Page
Roorda	Salva	Schneider	Schoemehl	Shoemyer
Skaggs	Spreng	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Yaeger	Young	Zweifel		

NOES: 095

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day

Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Hobbs	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lipke	Loehner	Marsh	May	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Self	Silvey	Smith 14
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Boykins	Brown 30	Daus	Johnson 61
Lembke	Liese	Rucker	Smith 118	Wright-Jones

Representative Donnelly offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 1006, Page 10, Section 6.200, Line 5, by deleting the number "1,024,086" and inserting "664,086"; and

Adjust section and bill totals accordingly.

Representative Johnson (90) assumed the Chair.

Representative Donnelly moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote:

AYES: 052

Baker 25	Bland	Bogetto	Bringer	Brooks
Brown 50	Burnett	Casey	Chappelle-Nadal	Corcoran
Curis	Darrough	Donnelly	El-Amin	Fraser
George	Harris 23	Harris 110	Haywood	Hoskins
Hubbard	Hughes	Johnson 90	Jolly	Kratky
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Oxford	Page	Parker
Roorda	Salva	Schoemehl	Shoemyer	Skaggs
Spreng	Storch	Villa	Vogt	Walsh
Walton	Whorton	Wildberger	Witte	Yaeger
Young	Zweifel			

NOES: 101

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bruns	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Dake
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Guest	Henke	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kingery	Kraus	Kuessner	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Wagner	Wallace	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Bowman	Boykins	Brown 30	Daus
Johnson 61	Kelly	Rucker	Wasson	Wright-Jones

Representative Harris (110) offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 1006, Page 4, Section 6.045, Line 8, by deleting the number "\$500,000" and inserting the number "\$410,000"; and

Adjust bill totals accordingly.

Speaker Jetton resumed the Chair.

Representative Harris (110) moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote:

AYES: 059

Baker 25	Bland	Bogetto	Bowman	Bringer
Brooks	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Donnelly
Dougherty	El-Amin	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese

Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Salva	Schoemehl
Shoemyer	Skaggs	Spreng	Storch	Villa
Vogt	Wagner	Walsh	Walton	Whorton
Wildberger	Yaeger	Young	Zweifel	

NOES: 098

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bruns	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Hobbs	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Loehner	Marsh	May
McGhee	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Boykins	Brown 30	Daus	Rucker
Wright-Jones				

Representative LeVota offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 1006, Page 2, Section 6.010, by deleting Lines 6 through 9 in their entirety; and

Further amend said bill, Page 2, Section 6.015, by deleting Lines 4 and 5 in their entirety, and adjust sections and bill totals accordingly.

Representative LeVota moved that **House Amendment No. 7** be adopted.

Which motion was defeated by the following vote:

AYES: 003

Hughes	LeVota	Skaggs
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NOES: 146

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Darrough
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Myers
Nance	Nieves	Nolte	Oxford	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

PRESENT: 003

Dake	Liese	Roorda
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ABSENT WITH LEAVE: 011

Baker 25	Bean	Bowman	Boykins	Brown 30
Daus	El-Amin	Lembke	Muschany	Page
Rucker				

Speaker Pro Tem Bearden assumed the Chair.

HCS HB 1006, as amended, was laid over.

HCS HB 1007, relating to appropriations, was taken up by Representative Ice.

HCS HB 1007 was laid over.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Bearden.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Casey Morrow.

HOUSE CONCURRENT RESOLUTION

Representative Nolte, et al., offered House Concurrent Resolution No. 39.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1266 - Representative Wilson (130), et al.
House Resolution No. 1267 - Representative Kraus
House Resolution No. 1268 - Representative Munzlinger
House Resolution No. 1269 - Representative Smith (14)
House Resolution No. 1270 - Representative Nieves
House Resolution No. 1271 - Representative Ruestman, et al.
House Resolution No. 1272
through
House Resolution No. 1278 - Representative Lager
House Resolution No. 1279 - Representative Richard
House Resolution No. 1280 - Representative Wells
House Resolution No. 1281 - Representative Witte
House Resolution No. 1282 - Representative Cunningham (86)
House Resolution No. 1283 - Representative Fisher
House Resolution No. 1284
through
House Resolution No. 1290 - Representative Swinger
House Resolution No. 1291 - Representative Storch
House Resolution No. 1292 - Representative Behnen
House Resolution No. 1293 - Representative Kraus

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 1007, relating to appropriations, was again taken up by Representative Icet.

Representative Johnson (47) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1007, Page 1, Section 7.005, Line 5, by deleting "\$700,147" and inserting "\$700,146"; and

Adjust section and bill totals accordingly.

On motion of Representative Johnson (47), **House Amendment No. 1** was adopted.

Representative Johnson (47) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1007, Page 5, Section 7.075, Line 11, by inserting immediately after "City" the words "Kansas City East Village Project"; and

Further amend said section, Line 12, by deleting "\$3,932,001" and inserting "\$3,932,002"; and

Further amend said bill, Page 5, Section 7.080, Line 4, by deleting "\$3,932,001" and inserting "\$3,932,002"; and

Adjust bill totals accordingly.

On motion of Representative Johnson (47), **House Amendment No. 2** was adopted.

Representative Salva offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1007, Page 3, Section 7.020, Line 13, by deleting the number "\$110,288" and inserting the number "\$60,288"; and

Adjusting section and bill totals accordingly.

On motion of Representative Salva, **House Amendment No. 3** was adopted.

Representative Salva offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1007, Page 3, Section 7.020, Line 10, by deleting the number "\$100,000" and inserting the number "\$150,000"; and

Further amend section and bill totals accordingly.

On motion of Representative Salva, **House Amendment No. 4** was adopted.

HCS HB 1007, as amended, was laid over.

HB 1008, relating to appropriations, was taken up by Representative Icet.

Representative Wildberger offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1008, Page 13, Section 8.160, Line 9, by deleting "\$1,584,275 and inserting "\$1,517,704"; and

Further amend said section, by deleting Line 13, and inserting the following:

“Total (Not to exceed 101.77 F.T.E.) \$4,534,746”; and

Amend bill totals accordingly.

Representative Wildberger moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 064

Aull	Baker 25	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Donnelly	Dougherty	El-Amin	Frame	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Salva	Schoemehl	Shoemyer	Skaggs	Spreng
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

NOES: 091

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Hobbs	Hunter
Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sander
Sater	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Bowman	Brown 30	Daus	Pratt
Rucker	Schaaf	Wasson		

Representative Moore offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 1008, Page 15, Section 8.200, Line 6, by deleting the number "\$1,393,442" and inserting "\$1,334,287"; and

Further amend said section, by deleting Line 15, and inserting the following:

"Total (Not to exceed 37.68 F.T.E.) \$1,408,990".

On motion of Representative Moore, **House Amendment No. 2** was adopted.

HB 1008, as amended, was laid over.

HB 1009, relating to appropriations, was taken up by Representative Icet.

Representative Cooper (158) offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 1009, Page 2, Section 9.020, Line 7, by deleting "\$5,377,003" and inserting "\$4,529,900" and amend section total accordingly; and

Further amend said page, Section 9.030, Line 3, by deleting "\$8,883,432" and inserting "\$8,280,649"; and

Further amend said section, Line 4, by deleting "\$204,119" and inserting "\$194,722"; and

Further amend said section, Line 5, by deleting "\$9,087,551" and inserting "\$8,475,371"; and

Further amend said section, by deleting Line 10, and inserting

"Total (Not to exceed 261.16 F.T.E.) \$8,871,658"; and

Further amend said bill, Page 3, Section 9.035, Line 5, by deleting "\$408,432" and inserting "\$250,000"; and

Further amend said page, Section 9.040, Line 7, by deleting the number "\$24,675,819" and inserting "\$24,635,980" and amend section total accordingly; and

Further amend said page, Section 9.045, by adding immediately after Line 1 the following new line "For the Office of Administration"; and

Further amend said page, Section 9.050, by adding immediately after Line 1, the following new line "For the Office of Administration"; and

Further amend said page, Section 9.055, by adding immediately after Line 1, the following new line "For the Office of Administration"; and

Further amend said bill, Page 4, Section 9.070, Line 6, by deleting “\$19,155,742” and inserting “\$8,500,322”; and

Further amend said bill, Page 5, Section 9.085, Line 6, by deleting “\$3,968,244” and inserting “\$538,234”; and

Further amend said page, Section 9.090, by deleting Line 5, and inserting

“From General Revenue Fund (Not to exceed 494.41 F.T.E.) \$14,469,162”; and

Further amend said page, Section 9.100, by deleting Line 6, and inserting

“From General Revenue Fund (Not to exceed 432.00 F.T.E.) \$12,528,022”; and

Further amend said page, Section 9.105, Line 5, by deleting “\$4,636,239” and inserting “\$4,082,998”; and

Further amend said section, by deleting Line 7, and inserting

“Total (Not to exceed 143.39 F.T.E.) \$4,393,011”; and

Further amend said bill, Page 6, Section 9.110, by deleting Line 5, and inserting

“From General Revenue Fund (Not to exceed 373.52 F.T.E.) \$11,185,203”; and

Further amend said page, Section 9.115, by deleting Line 5, and inserting

“From General Revenue Fund (Not to exceed 308.01 F.T.E.) \$8,995,951”; and

Further amend said page, Section 9.120, by deleting Line 6, and inserting

“From General Revenue Fund (Not to exceed 303.88 F.T.E.) \$8,894,205”; and

Further amend said page, Section 9.125, Line 5, by deleting “\$5,494,417” by inserting “\$5,063,876”; and

Further amend said section, by deleting Line 7, and inserting

“Total (Not to exceed 170.49 F.T.E.) \$5,090,107”; and

Further amend said page, Section 9.130, Line 5, by deleting “\$9,068,503” and inserting “\$8,412,649”; and

Further amend said section, by deleting Line 7, and inserting

“Total (Not to exceed 282.86 F.T.E.) \$8,443,972”; and

Further amend said bill, Page 7, Section 9.135, by deleting Line 5, and inserting

“From General Revenue Fund (Not to exceed 566.76 F.T.E.) \$17,570,267”; and

Further amend said page, Section 9.140, Line 5, by deleting “\$1,169,563” and inserting “\$141,073”; and

Further amend said section, Line 6, by deleting “\$175,547” and inserting “\$1,500”; and

Further amend said section, by deleting Line 7, and inserting

“From General Revenue Fund (Not to exceed 5.00 F.T.E.) \$142,573”; and

Further amend said page, Section 9.145, by deleting Line 6, and inserting

“From General Revenue Fund (Not to exceed 455.54 F.T.E.) \$13,895,999”; and

Further amend said page, Section 9.150, by deleting Line 5, and inserting

“From General Revenue Fund (Not to exceed 328.78 F.T.E.) \$9,896,763”; and

Further amend said page, Section 9.155, by deleting Line 5, and inserting

“From General Revenue Fund (Not to exceed 397.16 F.T.E.) \$11,609,428”; and

Further amend said page, Section 9.160, Line 5, by deleting “\$639,988” and inserting “\$85,957”; and

Further amend said section, Line 6, by deleting “\$48,533” and inserting “\$14,685”; and

Further amend said section, by deleting Line 7, and inserting

“From General Revenue Fund (Not to exceed 3.00 F.T.E.) \$100,642”; and

Further amend said bill, Page 8, Section 9.165, Line 5, by deleting “9,394,310” and inserting “\$8,756,869”; and

Further amend said section, by deleting Line 7, and inserting

“Total (Not to exceed 298.64 F.T.E.) \$8,840,012”; and

Further amend said page, Section 9.170, by deleting Line 6, and inserting

“From General Revenue Fund (Not to exceed 493.00 F.T.E.) \$13,904,337”; and

Further amend said page, Section 9.175, by deleting Line 5, and inserting

“From General Revenue Fund (Not to exceed 177.00 F.T.E.) \$5,015,030”; and

Further amend said page, Section 9.180, by deleting Line 5, and inserting

“From General Revenue Fund (Not to exceed 367.00 F.T.E.) \$10,386,389”; and

Further amend said page, Section 9.185, by deleting Line 5, and inserting

“From General Revenue Fund (Not to exceed 510.00 F.T.E.) \$14,272,627”; and

Further amend said bill, Page 9, Section 9.190, by deleting Line 6, and inserting

“From General Revenue Fund (Not to exceed 626.00 F.T.E.) \$17,416,927”; and

Further amend said page, Section 9.195, by deleting Line 5, and inserting

“From General Revenue Fund (Not to exceed 396.00 F.T.E.) \$11,050,348”; and

Further amend said page, Section 9.200, by deleting Line 6, and inserting

“From General Revenue Fund (Not to exceed 391.00 F.T.E.) \$10,700,502”; and

Further amend said bill, Page 11, Section 9.240, Line 4, by deleting “\$7,718,964” and inserting “\$7,263,569”; and

Further amend said section, by deleting Line 6, and inserting

“From Working Capital Revolving Fund (Not to exceed 225.00 F.T.E.) \$32,909,295”; and

Further amend said page, Section 9.250, Line 5, by deleting “\$4,880,165” and inserting “\$4,808,413” and amend the section subtotal and totals accordingly; and

Further amend said page, Section 9.255, by deleting Line 5, and inserting

“From General Revenue Fund (Not to exceed 125.71 F.T.E.) \$3,812,496”; and

Further amend said bill, Page 12, Section 9.260, Line 5, by deleting “\$2,425,034” and inserting “\$2,332,433”; and

Further amend said section, by deleting Line 7, and inserting

“Total (Not to exceed 79.69 F.T.E.) \$2,377,134”; and

Further amend said bill, Page 13, Section 9.290, Line 4, by deleting “\$1,973,976” and inserting “\$1,875,193”; and

Further amend said section, by deleting Line 6, and inserting

“From General Revenue Fund (Not to exceed 88.00 F.T.E.) \$3,393,035”.

On motion of Representative Cooper (158), **House Amendment No. 1** was adopted.

Representative Cooper (158) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1009, Page 1, Section 9.005, by adding immediately after said section the following new section:

“Section 9.007. To the Department of Corrections
For the Office of Administration
For administration of state facilities assets, personnel and resources by the Facilities Management,
Design and Construction Division
Personal Service and/or Expense and Equipment, provided that not more than fifty (50%) flexibility is allowed between each appropriation

From General Revenue Fund	\$32,832,975
From Working Capital Revolving Fund	<u>455,395</u>
Total (Not to exceed 563.66 F.T.E.)	\$33,288,370”.

On motion of Representative Cooper (158), **House Amendment No. 2** was adopted.

HB 1009, as amended, was laid over.

HCS HB 1010, relating to appropriations, was taken up by Representative Icet.

Representative Phillips offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1010, Page 28, Section 10.650, Line 5, by deleting all of said line and inserting in lieu thereof “limited to the following.”; and

Further amend said section, by deleting Lines 9-11 in their entirety; and

Further amend said section, Line 12, by deleting “6” and inserting “4”; and

Further amend said section, Line 14, by deleting “7” and inserting “5”; and

Further amend said section, Lines 15-16, by deleting all of said lines and inserting in lieu thereof the following:

“(6) Alternatives to abortion services described in Section 10.665 of this bill;

(7) Prenatal health care for purposes of carrying an unborn child to term; and

(8) Health care referrals for services described in subdivisions (1) to (7) of this section, and for no other services;

None of the funds appropriated pursuant to this section shall be expended to perform or induce, assist in the performing or inducing of, or refer for abortions, or for family planning services; and none of the funds appropriated pursuant to this section shall be granted or paid to organizations or affiliates of organizations that perform or induce, assist in the performing or inducing of, or refer for abortions”.

Representative Johnson (47) offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1010, Page 1, Lines 3-5, by deleting the words:

“Lines 9-11 in their entirety; and further amend said section, Line 12, by deleting “6” and inserting “4”; and further amend said section, Line 14, by deleting “7” and inserting “5””; and

Inserting in lieu thereof the words:

“Line 11 in its entirety; and further amend said section, Line 12, by deleting “6” and inserting “5”; and further amend said section, Line 14, by deleting “7” and inserting “6””; and

Further amend said amendment, Line 8, by deleting “6” and inserting “7”; and

Further amend said amendment, Line 9, by deleting “7” and inserting “8”; and

Further amend said amendment, Line 10, by deleting “8” and inserting “9”.

Representative Johnson (47) moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 053

Aull	Baker 25	Bland	Bogetto	Boykins
Brooks	Brown 50	Burnett	Chappelle-Nadal	Cooper 120
Corcoran	Curls	Donnelly	Dougherty	El-Amin
Fares	Frame	Fraser	Guest	Harris 23
Haywood	Hoskins	Hughes	Johnson 47	Johnson 61
Johnson 90	Jolly	Lampe	LeVota	Low 39
Lowe 44	Meiners	Munzlinger	Oxford	Page
Robb	Schaaf	Silvey	Skaggs	Storch
Tilley	Villa	Vogt	Wallace	Walsh
Walton	Weter	Whorton	Wildberger	Witte
Wright-Jones	Young	Zweifel		

NOES: 100

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bringer	Bruns	Casey	Chinn
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Dake
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fisher	Flook	Franz	George
Harris 110	Henke	Hobbs	Hubbard	Hunter
Ice	Jackson	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lembke
Liese	Lipke	Loehner	Marsh	May
McGhee	Meadows	Moore	Muschany	Nance
Nieves	Nolte	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robinson	Ruestman	Rupp
Salva	Sander	Sater	Schad	Schamhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Sutherland	Swinger	Threlkeld	Viebrock
Wagner	Wells	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yaeger	Yates	Mr Speaker

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Bowman	Brown 30	Darrough	Daus
Myers	Parker	Roorda	Rucker	Wasson

On motion of Representative Phillips, **House Amendment No. 1** was adopted by the following vote:

AYES: 096

Avery	Baker 123	Bearden	Behnen	Bivins
Bringer	Bruns	Casey	Chinn	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Dake	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith

Fisher	Flook	Franz	Harris 110	Henke
Hobbs	Hunter	Ice	Jackson	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lembke	Liese	Lipke	Loehner
Marsh	May	McGhee	Meadows	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Ruestman	Rupp	Salva	Sander
Sater	Schad	Scharnhorst	Schoemehl	Self
Shoemyer	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Wagner	Wells	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yaeger	Yates
Mr Speaker				

NOES: 059

Aull	Baker 25	Black	Bland	Bogetto
Bowman	Boykins	Brooks	Brown 50	Burnett
Chappelle-Nadal	Cooper 120	Corcoran	Curls	Darrough
Donnelly	Dougherty	El-Amin	Fares	Frame
Fraser	George	Guest	Harris 23	Haywood
Hoskins	Hubbard	Hughes	Johnson 47	Johnson 61
Johnson 90	Jolly	Lampe	LeVota	Low 39
Lowe 44	Meiners	Oxford	Page	Parker
Robb	Robinson	Schaaf	Schlottach	Silvey
Skaggs	Storch	Villa	Vogt	Wallace
Walsh	Walton	Weter	Whorton	Wildberger
Witte	Wright-Jones	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Daus	Roorda	Rucker
Schneider	Spreng	Wasson		

Representative Moore offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1010, Page 32, Section 10.690, Line 24, by deleting the number “\$152,839,540” and inserting in lieu thereof the number “\$152,699,540”; and

Adjust section and bill totals accordingly.

On motion of Representative Moore, **House Amendment No. 2** was adopted.

HCS HB 1010, as amended, was laid over.

HCS HB 1002, as amended, relating to appropriations, was taken up by Representative Ice.

Representative Moore offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 1002, Page 11, Section 2.255, Line 3, by deleting the number “\$95,000” and inserting the number “\$235,000”; and

Adjust bill totals accordingly.

On motion of Representative Moore, **House Amendment No. 5** was adopted.

HCS HB 1002, as amended, was laid over.

HCS HB 1010, as amended, relating to appropriations, was again taken up by Representative Icet.

Representative Cooper (158) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1010, Page 2, Section 10.010, Line 7, by deleting “\$6,385,272” and inserting “\$6,320,960”; and

Further amend said section, Line 8, by deleting “\$628,503” and inserting “\$563,907”; and

Further amend said section, Line 9, by deleting “\$747,016” and inserting “\$736,825”; and

Further amend said section, Line 10, by deleting “\$1,375,519” and inserting “\$1,300,732”; and

Further amend said section, by deleting Line 15, and inserting

“Total (Not to exceed 143.43 F.T.E.) \$7,621,693”; and

Further amend said bill, Page 3, Section 10.030, by adding immediately after Line 1, the following new line “For the Office of Administration”; and

Further amend said bill, Page 4, Section 10.100, Line 10, by deleting “\$183,541” and inserting “\$181,741” and amend subsection and section totals accordingly; and

Further amend said bill, Page 6, Section 10.110, Line 15, by deleting “\$646,412” and inserting “\$616,607” and amend subsection and section totals accordingly; and

Further amend said bill, Page 9, Section 10.235, by adding immediately after Line 1, the following new line “For the Office of Administration”; and

Further amend said bill, Page 10, Section 10.300, Line 10, by deleting “\$44,577,646” and inserting “\$40,575,782”; and

Further amend said section, Page 11, by deleting Line 22, and inserting

“Total (Not to exceed 1,136.94 F.T.E.) \$43,316,582”; and

Further amend said bill, Page 11, Section 10.305, Line 10, by deleting “\$11,148,430” and inserting “\$10,112,563”; and

Further amend said section, by deleting Line 21, and inserting

“Total (Not to exceed 301.80 F.T.E.) \$11,346,160”; and

Further amend said page, Section 10.310, Line 10, by deleting “\$18,243,227” and inserting “\$16,290,341”; and

Further amend said section, Page 12, by deleting Line 19, and inserting

“Total (Not to exceed 475.08 F.T.E.) \$16,886,501”; and

Further amend said page, Section 10.315, Line 10, by deleting “\$2,731,903” and inserting \$2,638,451”; and

Further amend said section, by deleting Line 17, and inserting

“Total (Not to exceed 73.98 F.T.E.) \$2,828,213”; and

Further amend said bill, Page 13, Section 10.320, Line 10, by deleting “\$14,034,151” and inserting “\$12,782,379”; and

Further amend said section, by deleting Line 19, and inserting

“Total (Not to exceed 307.77 F.T.E.) \$13,058,408”; and

Further amend said page, Section 10.325, Line 10, by deleting “\$7,630,069” and inserting “\$6,997,595”; and

Further amend said section, Line 17, by deleting “\$1,899,668” and inserting “\$1,884,451”; and

Further amend said section, Page 14, by deleting Line 24, and inserting

“Total (Not to exceed 199.11) \$9,404,544”; and

Further amend said page, Section 10.330, Line 10, by deleting “\$16,668,951” and inserting “\$15,574,084”; and

Further amend said section, by deleting Line 16, and inserting

“Total (Not to exceed 449.35 F.T.E. \$16,010,901”; and

Further amend said page, Section 10.335, by adding immediately after Line 1, the following new line “To the Office of Administration”; and

Further amend said page, Section 10.340, Line 10, by deleting “\$16,159,126” and inserting “\$14,379,079”; and

Further amend said section, Page 15, by deleting Line 22, and inserting

“Total (Not to exceed 424.89 F.T.E.) \$16,405,720”; and

Further amend said page, Section 10.345, Line 6, by deleting “\$7,136,063” and inserting “\$6,485,411”; and

Further amend said section, by deleting Line 12, and inserting

“Total (Not to exceed 253.50 F.T.E.) \$6,852,967”; and

Further amend said page, Section 10.350, Line 7, by deleting “\$6,300,137” and inserting “\$5,633,438”; and

Further amend said section, Page 16, by deleting Line 17, and inserting

“Total (Not to exceed 196.88 F.T.E.) \$7,257,863”; and

Further amend said page, Section 10.355, Line 6, by deleting “\$1,176,504” and inserting “\$1,163,898” and amend section total accordingly; and

Further amend said bill, Page 18, Section 10.415, by adding immediately after Line 1, the following new line “For the Office of Administration”; and

Further amend said page, Section 10.500, Line 7, by deleting “\$1,288,648” and inserting “\$1,208,419”; and

Further amend said section, by deleting Line 9, and inserting

“Total (Not to exceed 43.20 F.T.E.) \$1,627,495”; and

Further amend said bill, Page 19, Section 10.505, Line 7, by deleting “\$1,484,350” and inserting “\$1,478,692” and amend section total accordingly; and

Further amend said page, Section 10.510, Line 7, by deleting “\$1,835,757” and inserting “\$1,736,444”; and

Further amend said section, by deleting Line 9, and inserting

“Total (Not to exceed 51.43 F.T.E.) \$2,069,334”; and

Further amend said page, Section 10.515, Line 7, by deleting “\$1,847,231” and inserting “\$1,731,161”; and

Further amend said section, by deleting Line 9, and inserting

“Total (Not to exceed 51.84 F.T.E.) \$2,144,010”; and

Further amend said page, Section 10.520, Line 7, by deleting “\$2,548,484” and inserting “\$2,430,553”; and

Further amend said section, by deleting Line 9, and inserting

“Total (Not to exceed 95.48 F.T.E.) \$4,075,309”; and

Further amend said bill, Page 20, Section 10.525, Line 7, by deleting “\$1,226,234” and inserting “\$1,173,692”; and

Further amend said section, by deleting Line 9, and inserting

“Total (Not to exceed 36.25 F.T.E.) \$1,494,985”; and

Further amend said page, Section 10.530, Line 7, by deleting “\$1,283,883” and inserting “\$1,218,503”; and

Further amend said section, by deleting Line 9, and inserting

“Total (Not to exceed 38.49 F.T.E.) \$1,529,562”; and

Further amend said page, Section 10.535, Line 7, by deleting “\$1,670,613” and inserting “\$1,567,869”; and

Further amend said section, by deleting Line 9, and inserting

“Total (Not to exceed 57.95 F.T.E.) \$2,163,262”; and

Further amend said page, Section 10.540, Line 7, by deleting “\$1,422,481” and inserting “\$1,321,165”; and

Further amend said section, by deleting Line 9, and inserting

“Total (Not to exceed 40.09 F.T.E.) \$1,566,086”; and

Further amend Page 21, Section 10.545, Line 7, by deleting “\$1,892,608” and inserting “\$1,754,039”; and

Further amend said section, by deleting Line 9, and inserting

“Total (Not to exceed 62.83 F.T.E.) \$2,454,690”; and

Further amend said page, Section 10.550, Line 7, by deleting “\$4,199,019” and inserting “\$4,170,331” and amend section total accordingly; and

Further amend said page, Section 10.555, Line 6, by deleting “\$17,489,173” and inserting “\$15,733,143”; and

Further amend said section, Line 7, by deleting “\$1,888,759” and inserting “\$1,633,487”; and

Further amend said section, by deleting Line 14, and inserting

“Total (Not to exceed 585.72 F.T.E.) \$18,628,906”; and

Further amend said bill, Page 22, Section 10.560, Line 10, by deleting “\$9,095,690” and inserting “\$8,160,001”; and

Further amend said section, Line 19, by deleting “\$2,392,104” and inserting “\$2,364,224”; and

Further amend said section, by deleting Line 27, and inserting

“Total (Not to exceed 448.79 F.T.E.) \$12,056,186”; and

Further amend said page, Section 10.565, Line 10, by deleting “\$20,559,199” and inserting “\$18,482,708”; and

Further amend said section, Line 11, by deleting “\$2,114,993” and inserting “\$2,095,321”; and

Further amend said section, Page 23, by deleting Line 18, and inserting

“Total (Not to exceed 784.16 F.T.E.) \$21,453,269”; and

Further amend said page, Section 10.570, Line 10, by deleting “\$9,243,265” and inserting “\$8,538,227”; and

Further amend said section, by deleting Line 16, and inserting

“Total (Not to exceed 283.11 F.T.E.) \$8,604,632”; and

Further amend said page, Section 10.575, Line 10, by deleting “\$18,600,028” and inserting “\$17,562,930”; and

Further amend said section, by deleting Line 16, and inserting

“Total (Not to exceed 649.99 F.T.E.) \$18,376,466”; and

Further amend said bill, Page 24, Section 10.580, by adding immediately after Line 1, the following new line “For the Office of Administration”; and

Further amend said page, Section 10.585, Line 10, by deleting “\$5,454,241” and inserting “\$5,238,959”; and

Further amend said section, by deleting Line 16, and inserting

“Total (Not to exceed 202.48 F.T.E.) \$5,549,189”; and

Further amend said bill, Page 25, Section 10.610, Line 7, by deleting “\$764,916” and inserting “\$736,443”; and

Further amend said section, Line 9, by deleting “\$2,287,907” and inserting “\$2,145,596”; and

Further amend said section, Line 10, by deleting “\$125,265” and inserting “\$117,473”; and

Further amend said section, by deleting Line 13, and inserting

“Total (Not to exceed 76.81 F.T.E.) \$6,656,086”; and

Further amend said page, Section 10.615, Line 3, by deleting “\$2,995,808” and inserting “\$2,937,726”; and

Further amend said section, by deleting Line 5, and inserting

“From Federal Funds (Not to exceed 62.51 F.T.E.) \$23,617,261”.

On motion of Representative Cooper (158), **House Amendment No. 3** was adopted.

Representative Cooper (158) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1010, Page 2, Section 10.005, by adding immediately after said section the following new section:

“Section 10.007. To the Department of Mental Health
For the Office of Administration
For administration of state facilities assets, personnel and resources by the Facilities Management,
Design and Construction Division
Personal Service and/or Expense and Equipment, provided that not more than fifty (50%) flexibility is
allowed between each appropriation

From General Revenue Fund	\$20,914,663
From Federal Funds	<u>381,336</u>
Total (Not to exceed 664.98 F.T.E.)	\$21,295,999”; and

Further amend said bill, Page 25, by adding immediately after Section 10.605, the following new section:

“Section 10.607. To the Department of Health and Senior Services
For the Office of Administration
For administration of state facilities assets, personnel and resources by the Facilities Management,
Design and Construction Division
Personal Service and/or Expense and Equipment, provided that not more than fifty (50%) flexibility is
allowed between each appropriation

From General Revenue Fund	\$28,473
From Federal Funds	200,393
From Missouri Public Health Services Fund	<u>7,792</u>
Total (Not to exceed 4.92 F.T.E.)	\$236,658”.

On motion of Representative Cooper (158), **House Amendment No. 4** was adopted.

Representative Day offered **House Amendment No. 5.***House Amendment No. 5*

AMEND House Committee Substitute for House Bill No. 1010, Page 32, Section 10.690, Line 24, by deleting the number “\$152,839,540” and inserting in lieu thereof the number “\$152,139,540”; and

Adjust section and bill totals accordingly.

Representative Day moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote:

AYES: 013

Black	Cooper 155	Cunningham 86	Day	Hunter
Icet	Jackson	Parker	Phillips	Roark
Robb	Smith 14	Stevenson		

NOES: 143

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 158	Corcoran	Cunningham 145	Curls	Dake
Darrough	Davis	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Nance	Nieves	Nolte	Oxford
Page	Parson	Pearce	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Robinson
Roorda	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 118	Smith 150	Spreng	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

PRESENT: 002

Fares	Myers
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ABSENT WITH LEAVE: 005

Bean

Brown 30

Daus

Rucker

Wasson

Representative Walsh offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 1010, Page 21, by deleting said section and inserting the following new sections:

"Section 10.555. To the Department of Mental Health

For the Division of Mental Retardation-Developmental Disabilities

For the purpose of funding Bellefontaine Habilitation Center

Personal Services, Expense and Equipment, and/or Purchase of Community Services, provided
that not more than fifteen percent (15%) flexibility is allowed between each appropriation

From General Revenue Fund. \$17,489,173

From Federal Funds 1,888,759

For the purpose of paying overtime to nonexempt state employees as required by Section 105.935,

RSMo, and/or for otherwise authorized Personal Service expenditures in lieu of such overtime
payments

From General Revenue Fund 1,226,300

From Federal Funds 35,976

Total (Not to exceed 646.29 F.T.E.) \$20,640,208

Section 10.560. To the Department of Mental Health

For the Division of Mental Retardation-Developmental Disabilities

For the purpose of funding Higginsville Habilitation Center

Personal Services, Expense and Equipment, and/or Purchase of Community Services, provided
that not more than fifteen percent (15%) flexibility is allowed between each appropriation

From General Revenue Fund \$9,095,690

From Federal Funds 262,582

For Northwest Community Services

Personal Services, Expense and Equipment, and/or Purchase of Community Services, provided
that not more than fifteen percent (15%) flexibility is allowed between each appropriation

From General Revenue Fund 2,392,104

From Federal Funds 706,402

For the purpose of paying overtime to nonexempt state employees as required by Section 105.935,

RSMo, and/or for otherwise authorized Personal Service expenditures in lieu of such overtime
payments

From General Revenue Fund 477,208

From Federal Funds. 85,769

Total (Not to exceed 475.79 F.T.E.) \$13,019,755

Section 10.565. To the Department of Mental Health

For the Division of Mental Retardation-Developmental Disabilities

For the purpose of funding Marshall Habilitation Center

Personal Services, Expense and Equipment, and/or Purchase of Community Services, provided
that not more than fifteen percent (15%) flexibility is allowed between each appropriation

From General Revenue Fund \$20,559,199

From Federal Funds 2,114,993

For the purpose of paying overtime to nonexempt state employees as required by Section 105.935, RSMo, and/or for otherwise authorized Personal Service expenditures in lieu of such overtime payments	
From General Revenue Fund.	824,401
From Federal Funds	50,839
Total (Not to exceed 853.65 F.T.E.)	\$23,549,432
 Section 10.570. To the Department of Mental Health	
For the Division of Mental Retardation-Developmental Disabilities	
For the purpose of funding Nevada Habilitation Center	
Personal Services, Expense and Equipment, and/or Purchase of Community Services, provided that not more than fifteen percent (15%) flexibility is allowed between each appropriation	
From General Revenue Fund	\$9,243,265
 For the purpose of paying overtime to nonexempt state employees as required by Section 105.935, RSMo, and/or for otherwise authorized Personal Service expenditures in lieu of such overtime payments	
From General Revenue Fund.	66,405
Total (Not to exceed 302.11 F.T.E.)	\$9,309,670
 Section 10.575. To the Department of Mental Health	
For the Division of Mental Retardation-Developmental Disabilities	
For the purpose of funding St. Louis Developmental Disabilities Treatment Center	
Personal Services, Expense and Equipment, and/or Purchase of Community Services, provided that not more than fifteen percent (15%) flexibility is allowed between each appropriation	
From General Revenue Fund.	\$18,600,028
 For the purpose of paying overtime to nonexempt state employees as required by Section 105.935, RSMo, and/or for otherwise authorized Personal Service expenditures in lieu of such overtime payments	
From General Revenue Fund.	813,536
Total (Not to exceed 679.88 F.T.E.)	\$19,413,564
 Section 10.580. To the Board of Public Buildings	
For the Department of Mental Health	
For the operation and maintenance of St. Louis Developmental Disabilities Treatment Center improvements	
Expense and Equipment	
From General Revenue Fund.	\$84,861
 Section 10.585. To the Department of Mental Health	
For the Division of Mental Retardation-Developmental Disabilities	
For the purpose of funding Southeast Missouri Residential Services	
Personal Services, Expense and Equipment, and/or Purchase of Community Services, provided that not more than fifteen percent (15%) flexibility is allowed between each appropriation	
From General Revenue Fund.	\$5,454,241
 For the purpose of paying overtime to nonexempt state employees as required by Section 105.935, RSMo, and/or for otherwise authorized Personal Service expenditures in lieu of such overtime payments	
From General Revenue Fund	310,230
Total (Not to exceed 207.48 F.T.E.)	\$5,764,471".

Representative LeVota offered **House Substitute Amendment No. 1 for House Amendment No. 6.**

*House Substitute Amendment No. 1
for
House Amendment No. 6*

AMEND House Committee Substitute for House Bill No. 1010, Page 21, Section 10.555, by inserting after “services” the following:

“provided that not more than fifteen percent (15%) flexibility is allowed between each appropriation”; and

Further amend said bill and page, Section 10.560, Pages 21 and 22, by deleting Lines 5 through 9 in their entirety, and inserting the following:

“more than fifteen percent (15%) flexibility is allowed between each appropriation”; and

Further amend Page 22, by deleting Lines 14 through 18, and inserting the following:

“more than fifteen percent (15%) flexibility is allowed between each appropriation”; and

Further amend said bill and page, Section 10.565, by deleting Lines 5 through 9, and inserting the following:

“more than fifteen percent (15%) flexibility is allowed between each appropriation”; and

Further amend page 23, Section 10.570, by deleting Lines 5 through 9, and inserting the following:

“more than fifteen percent (15%) flexibility is allowed between each appropriation”; and

Further amend said bill and page, Section 10.575, by deleting Lines 5 through 9, and inserting the following:

“more than fifteen percent (15%) flexibility is allowed between each appropriation”; and

Further amend said bill and page, Section 10.585, by deleting Lines 5 through 9, and inserting the following:

“more than fifteen percent (15%) flexibility is allowed between each appropriation”.

Representative LeVota moved that **House Substitute Amendment No. 1 for House Amendment No. 6** be adopted.

Which motion was defeated by the following vote:

AYES: 071

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Donnelly	Dougherty	Dusenberg	El-Amin
Fisher	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 47	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Rupp	Salva
Schneider	Schoemehl	Shoemyer	Skaggs	Spreng

Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wood	Wright 137	Wright-Jones	Yaeger	Young
Zweifel				

NOES: 087

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Emery	Ervin	Faith	Fares	Flook
Franz	Guest	Hobbs	Hunter	Iceet
Jackson	Jones	Kelly	Kingery	Kraus
Lager	Lembke	Lipke	Loehner	Marsh
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wells	Weter	Wilson 119	Wilson 130	Wright 159
Yates	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Daus	Rucker	Wasson
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House Amendment No. 6 was withdrawn.

Representative Shoemyer offered **House Amendment No. 7**.

Representative Yates raised a point of order that **House Amendment No. 7** is not germane to the bill.

The Chair ruled the point of order well taken.

Representative Behnen assumed the Chair.

HCS HB 1010, as amended, was laid over.

HCS HB 1011, as amended, relating to appropriations, was again taken up by Representative Iceet.

Representative Cooper (158) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1011, Page 2, Section 11.010, Line 7, by deleting “\$12,004,958E” and inserting “\$11,970,524 E”; and

Further amend said page, Section 11.015, by adding immediately after Line 1, the following new line "For the Office of Administration"; and

Further amend said bill, Page 4, Section 11.055, Line 7, by deleting “\$1,668,036” and inserting “\$966,045”; and

Further amend said section, Line 8, by deleting “\$328,401” and inserting “\$208,544”; and

Further amend said section, Line 10, by deleting “\$103,197” and inserting “\$64,400”; and

Further amend said section, Line 18, by deleting “\$5,751,700” and inserting “\$5,555,728”; and

Further amend said section, by deleting Line 19, and inserting

“Total (Not to exceed 35.61 F.T.E.) \$6,794,717”; and

Further amend said bill, Page 5, Section 11.065, Line 6, by deleting “\$955,526” and inserting “\$948,668”; and

Further amend said section, Line 7, by deleting “10,656,624” and inserting “\$10,526,077”; and

Further amend said section, Line 8, by deleting “\$1,401,658” and inserting “\$1,388,647”; and

Further amend said section, by deleting Line 11, and inserting

“Total (Not to exceed 169.07 F.T.E.) \$12,997,969”; and

Further amend said page, Section 11.070, Line 7, by deleting “\$24,074,998” and inserting “\$24,067,234”; and

Further amend said section, Line 8, by deleting “\$63,640,467” and inserting “\$63,568,672”; and

Further amend said section, Line 10, by deleting “\$748,980” and inserting “\$746,400” and amend section total accordingly; and

Further amend said bill, Page 9, Section 11.165, Line 8, by deleting “\$3,670,207” and inserting “\$3,665,407”; and

Further amend said section, Line 9, by deleting “\$1,056,185” and inserting “\$1,054,985” and amend section total accordingly; and

Further amend said bill, Page 10, Section 11.175, Line 8, by deleting “\$29,444,883” and inserting “\$29,381,090”; and

Further amend said section, Line 9, by deleting “\$6,431,700” and inserting “\$6,387,700” and amend section total accordingly; and

Further amend said bill, Page 11, Section 11.210, Line 6, by deleting “\$1,052,454” and inserting “\$1,026,905”; and

Further amend said section, Line 7, by deleting “\$5,828,219” and inserting “\$5,734,532”; and

Further amend said section, Line 8, by deleting “\$53,597” and inserting “\$52,559”; and

Further amend said section, Page 12, by deleting Line 11, and inserting

“Total (Not to exceed 105.80 F.T.E.) \$6,977,319”; and

Further amend said page, Section 11.215, Line 7, by deleting “\$26,119,770” and inserting “\$26,112,855”; and

Further amend said section, Line 8, by deleting “\$44,539,401” and inserting “\$44,522,242”; and

Further amend said section, Line 9, by deleting “\$92,955” and inserting “\$90,375”; and

Further amend said section, by deleting Line 10, and inserting

“Total (Not to exceed 1,942.20 F.T.E.) \$70,725,472”; and

Further amend said bill, Page 16, Section 11.290, Line 7, by deleting “\$1,451,036” and inserting “\$1,412,160”; and

Further amend said section, Line 8, by deleting “\$668,379” and inserting “\$613,614” and amend section total accordingly; and

Further amend said page, Section 11.295, Line 8, by deleting “\$33,655,270” and inserting “\$32,135,603”; and

Further amend said section, Line 9, by deleting “\$14,101,023” and inserting “\$10,952,353”; and

Further amend said section, Line 10, by deleting “\$5,695,606” and inserting “\$4,238,463”; and

Further amend said section, Line 11, by deleting “\$129,244” and inserting “\$125,457”; and

Further amend said section, by deleting Line 14, and inserting

“Total (Not to exceed 1,319.31 F.T.E.) \$47,476,876”.

On motion of Representative Cooper (158), **House Amendment No. 2** was adopted.

Representative Cooper (158) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1011, Page 1, Section 11.005, by adding immediately after said section the following new section:

“Section 11.007. To the Department of Social Services

For the Office of Administration

For administration of state facilities assets, personnel and resources by the Facilities Management,

Design and Construction Division

Personal Service and/or Expense and Equipment, provided that not more than fifty (50%) flexibility is allowed between each appropriation

From General Revenue Fund	\$2,307,620
From Federal Funds	3,739,507
From Administrative Trust Fund	195,972
From Child Support Enforcement Collections Fund	95,808
From Health Initiatives Fund	8,947
From Blind Pension Fund	1,200
From Early Childhood Trust Fund	1,038

From DOSS Educational Improvement Fund 1,457,143
Total (Not to exceed 84.32 F.T.E.) \$7,807,235".

On motion of Representative Cooper (158), **House Amendment No. 3** was adopted.

Representative Sater offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1011, Page 23, Section 11.490, Line 7, by inserting immediately after the word "programs." and before the word "A" the following language:

"Consistent with appropriation authority, durable medical equipment including supplies shall be reimbursable based on policy established by the Department of Social Services Division of Medical Services. Said policy shall be developed using medical evidence; accepted care and treatment guidelines; and recipient diagnosis. The Division may, but is not limited to, utilizing the techniques of pre-certification, prior authorization and the exception process to provide recipient access to these services, supplies and equipment."

On motion of Representative Sater, **House Amendment No. 4** was adopted.

Representative Sater offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 1011, Page 25, Section 11.510, Line 9, by deleting "30 percent of the federal poverty level" and inserting "the TANF level".

On motion of Representative Sater, **House Amendment No. 5** was adopted.

Representative Baker (25) offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 1011, Page 20, Section 11.450, Line 15, by deleting the number "140,509,439" and inserting "134,509,439"; and

Further amend said section, Page 21, Line 27, by deleting the number "184,800,000" and inserting "173,273,489"; and

Adjust section and bill totals accordingly.

Representative Baker (25) moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote:

AYES: 064

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Burnett	Casey
Chappelle-Nadal	Curls	Dake	Darrough	Donnelly
Dougherty	El-Amin	Flook	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90

Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Robinson	Roorda	Salva
Schoemehl	Shoemyer	Skaggs	Smith 150	Spreng
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

NOES: 091

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Franz	Guest	Hobbs	Hunter
Icet	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brooks	Brown 30	Corcoran	Daus
Pratt	Rucker	Wasson		

Representative Bearden offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 1011, Page 18, Section 11.415, Line 5, by inserting the following language immediately after the word “abuse”:

“provided that one-third of the total amount appropriated, up to One Million Dollars (\$1,000,000), be used for the purpose of providing matching funds for an electronic medical records pilot project in the Metropolitan St. Louis region. Such pilot shall provide a system which integrates all health care records within a single database and utilizes technology that can be easily shared with other health providers and may be replicated beyond its immediate population. The initial project shall include up to 300,000 individuals and incorporate the patient base of at least 200 physicians. The contractor shall be required to provide at least Seven Million Dollars (\$7,000,000) in matching contributions to the project. Said match may be a combination of cash and in-kind”.

On motion of Representative Bearden, **House Amendment No. 7** was adopted.

Representative El-Amin offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 1011, Page 20, Section 11.450, Line 15, by deleting the number “140,509,439” and inserting “140,067,602”; and

Further amend said bill, Page 21, Section 11.450, Line 27, by deleting the number “184,800,000” and inserting “170,405,919”; and

Adjust section and bill totals accordingly.

Representative El-Amin moved that **House Amendment No. 8** be adopted.

Which motion was defeated by the following vote:

AYES: 063

Aull	Baker 25	Bland	Bogetto	Bowman
Bringer	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Donnelly
Dougherty	El-Amin	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Salva	Schoemehl	Shoemyer
Skaggs	Smith 150	Spreng	Storch	Swinger
Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright 137	Wright-Jones
Yaeger	Young	Zweifel		

NOES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Brooks	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Icet	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 159
Yates	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Bruns	Daus
Roorda	Rucker	Wasson		

HCS HB 1011, as amended, was laid over.

HCS HB 1012, relating to appropriations, was taken up by Representative Icet.

Representative Bringer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1012, Page 1, Section 12.005, Line 2, by deleting the number “1,892,606” and inserting “1,749,656”; and

Adjust section and bill totals accordingly.

Speaker Pro Tem Bearden resumed the Chair.

Representative Bringer moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 069

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chinn	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Donnelly	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kraus	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Nance	Nolte	Oxford
Page	Robinson	Roorda	Salva	Schneider
Schoemehl	Shoemyer	Skaggs	Smith 150	Spreng
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

NOES: 088

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Icet	Jackson	Johnson 47	Jones
Kelly	Kingery	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nieves	Parson
Pearce	Phillips	Pollock	Portwood	Pratt

Quinn	Rector	Richard	Roark	Robb
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Self	Silvey
Smith 14	Smith 118	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Daus	Parker	Rucker
Wasson				

Representative Oxford offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1012, Page 2, Section 12.027, by deleting said section in its entirety.

Representative Oxford moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 046

Baker 25	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Burnett	Corcoran
Curls	Dake	Darrough	Donnelly	Dougherty
George	Harris 110	Haywood	Henke	Hughes
Johnson 61	Johnson 90	Kratky	Lampe	LeVota
Low 39	Lowe 44	Meiners	Oxford	Robinson
Roorda	Salva	Schoemehl	Shoemyer	Skaggs
Spreng	Swinger	Villa	Vogt	Walsh
Walton	Witte	Wright-Jones	Yaeger	Young
Zweifel				

NOES: 109

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bruns	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Jolly	Jones	Kelly	Kingery
Kraus	Kuessner	Lager	Lembke	Liese
Lipke	Loehner	May	McGhee	Meadows
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb

Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Threlkeld	Tilley
Viebrock	Wagner	Wallace	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Daus	El-Amin	Harris 23
Marsh	Rucker	Wasson		

Representative Donnelly offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1012, Page 15, Section 12.500, Line 10, by deleting the entire line; and

Adjust section and bill totals accordingly.

Representative Donnelly moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Donnelly offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1012, Page 15, Section 12.505, Line 5, by deleting the number “1,677,960” and inserting “1,565,479”; and

Adjust section and bill totals accordingly.

On motion of Representative Donnelly, **House Amendment No. 4** was adopted by the following vote:

AYES: 140

Aull	Avery	Baker 25	Baker 123	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Davis	Deeken	Denison	Dethrow
Donnelly	Dusenberg	El-Amin	Emery	Ervin
Faith	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky

Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Robb	Robinson	Roorda	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharmhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Walsh	Walton
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 014

Bearden	Cooper 120	Day	Dempsey	Dixon
Dougherty	Icet	May	Myers	Richard
Roark	Ruestman	Wallace	Wright 137	

PRESENT: 001

Fares

ABSENT WITH LEAVE: 008

Bean	Brown 30	Bruns	Daus	Hunter
Marsh	Rucker	Wasson		

HCS HB 1012, as amended, was laid over.

HCS HB 1011, as amended, relating to appropriations, was again taken up by Representative Icet.

Representative Donnelly offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 1011, Page 17, Section 11.400, Line 9, by deleting the number "3,844,986" and inserting "3,957,467"; and

Adjust section and bill totals accordingly.

On motion of Representative Donnelly, **House Amendment No. 9** was adopted by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Casey	Chinn	Chappelle-Nadal	Cooper 155	Cooper 158

Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	El-Amin
Emery	Ervin	Faith	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Walsh	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 004

Cooper 120	Corcoran	Dougherty	May
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PRESENT: 002

Fares	Wallace
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ABSENT WITH LEAVE: 009

Bean	Brown 30	Bruns	Burnett	Daus
Hunter	Marsh	Rucker	Wasson	

HCS HB 1011, as amended, was laid over.

HCS HB 1012, as amended, relating to appropriations, was again taken up by Representative Icet.

Representative Harris (23) offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 1012, Page 1, Section 12.005, Line 2, by inserting immediately after the word "Equipment":

"provided that the Governor shall do an analysis of the reports issued by the Joint Committee on Governmental Accountability, 2005 Missouri State Government Review Commission, and the Medicaid Reform Commission to fulfill his promise to not reduce eligibility for persons receiving health care."

Representative Schaaf offered **House Amendment No. 1 to House Amendment No. 5.**

House Amendment No. 1
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for House Bill No. 1012, Page 1, Line 3, by deleting “Governor” and inserting the words “Governor’s Office”; and

Further amend the amendment, Line 5, by deleting all words after the word “Commission”.

On motion of Representative Schaaf, **House Amendment No. 1 to House Amendment No. 5** was adopted.

On motion of Representative Harris (23), **House Amendment No. 5, as amended**, was adopted by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Davis	Day
Deeken	Dempsey	Denison	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Faith
Fares	Fisher	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Loehner	Low 39
Lowe 44	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Roorda
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 150	Spreng	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wells	Weter	Whorton	Wildberger	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 011

Dethrow	Ervin	Flook	Lipke	May
Myers	Roark	Smith 118	Stevenson	Viebrock
Wilson 119				

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Bruns	Daus	Marsh
Rucker	Wasson			

HCS HB 1012, as amended, was laid over.

HB 1013, relating to appropriations, was taken up by Representative Icet.

Representative Salva offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1013, Page 9, Section 13.145, Line 4, by deleting "215,577" and inserting "215,576"; and

Amend section and bill totals accordingly.

Representative Salva moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 059

Baker 25	Bland	Bowman	Boykins	Bringer
Brooks	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Darrough	Donnelly	Dougherty
El-Amin	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 47	Johnson 61	Johnson 90	Jolly	Kratky
Kuessner	LeVota	Liese	Low 39	Lowe 44
Meiners	Oxford	Page	Robinson	Salva
Schneider	Schoemehl	Shoemyer	Skaggs	Spreng
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

NOES: 096

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bogetto	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Dake	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Guest	Hobbs	Hunter	Ice	Jackson
Jones	Kelly	Kingery	Kraus	Lager
Lampe	Lembke	Lipke	Loehner	May
McGhee	Meadows	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Roorda	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach

Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 008

Aull	Bean	Brown 30	Bruns	Daus
Marsh	Rucker	Wasson		

HB 1013 was laid over.

HB 1001, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HB 1001** was ordered perfected and printed.

HCS HB 1002, as amended, relating to appropriations, was again taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1002, as amended**, was adopted.

On motion of Representative Icet, **HCS HB 1002, as amended**, was ordered perfected and printed.

HCS HB 1003, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1003** was adopted.

On motion of Representative Icet, **HCS HB 1003** was ordered perfected and printed.

HCS HB 1004, as amended, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1004, as amended**, was adopted.

On motion of Representative Icet, **HCS HB 1004, as amended**, was ordered perfected and printed.

HCS HB 1005, as amended, relating to appropriations, was again taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1005, as amended**, was adopted.

On motion of Representative Icet, **HCS HB 1005, as amended**, was ordered perfected and printed.

HCS HB 1006, as amended, relating to appropriations, was again taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1006, as amended**, was adopted.

On motion of Representative Icet, **HCS HB 1006, as amended**, was ordered perfected and printed.

HCS HB 1007, as amended, relating to appropriations, was again taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1007, as amended**, was adopted.

On motion of Representative Icet, **HCS HB 1007, as amended**, was ordered perfected and printed.

HB 1008, as amended, relating to appropriations, was again taken up by Representative Icet.

On motion of Representative Icet, **HB 1008, as amended**, was ordered perfected and printed.

HB 1009, as amended, relating to appropriations, was again taken up by Representative Icet.

On motion of Representative Icet, **HB 1009, as amended**, was ordered perfected and printed.

HCS HB 1010, as amended, relating to appropriations, was again taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1010, as amended**, was adopted.

On motion of Representative Icet, **HCS HB 1010, as amended**, was ordered perfected and printed.

HCS HB 1011, as amended, relating to appropriations, was again taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1011, as amended**, was adopted.

On motion of Representative Icet, **HCS HB 1011, as amended**, was ordered perfected and printed.

HCS HB 1012, as amended, relating to appropriations, was again taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1012, as amended**, was adopted.

On motion of Representative Icet, **HCS HB 1012, as amended**, was ordered perfected and printed.

HB 1013, relating to appropriations, was again taken up by Representative Icet.

On motion of Representative Icet, **HB 1013** was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Children and Families, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1653**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1322**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1679**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1698**, **HB 1236**, **HB 995**, **HB 1362** and **HB 1290**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Job Creation and Economic Development, Chairman Richard reporting:

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HB 1787**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Judiciary, Chairman Pratt reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1053**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Energy and Environment, Chairman Bivins reporting:

Mr. Speaker: Your Special Committee on Energy and Environment, to which was referred **HB 1092**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Energy and Environment, to which was referred **HB 1137**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Urban Issues, Chairman Hoskins reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 1135**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 1487**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1552**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1746**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1030, 1033, 1146, 1225 & 1326**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 3 hours for debate on Perfection**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1270 & 1027**, begs leave to report it has examined the same and recommends that it **Do Pass**.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2014, introduced by Representative Lembke, relating to the regulation of title insurance.

HB 2015, introduced by Representative Spreng, relating to removable trailer hitches.

HB 2016, introduced by Representatives Schlottach, Loehner, Kelly, Dethrow, Schad, Munzlinger, Myers and Kuessner, relating to a tax credit for sales of certain cattle.

HB 2017, introduced by Representatives Skaggs and LeVota, relating to penalties for delinquent taxes.

HB 2018, introduced by Representatives Parson, Jones, Tilley, Johnson (47), Cunningham (145), Munzlinger, Wright (159), Wells, Denison, Portwood, Day, Smith (150), Hobbs, Wilson (130), Wasson, Richard, Schlottach, Faith, Dougherty, Baker (25), Day, Stevenson, Fisher, Scharnhorst, Weter, Nolte, Aull, Swinger, Meiners, Donnelly, Chappelle-Nadal, Yaeger, Brown (50), Lampe, Oxford, Casey, Meadows, Wilson (119), Rector, Dusenberg, McGhee, Muschany, Pollock, Henke, Deeken, Schad, Wright (137), Ruestman, Shoemyer, Young, Skaggs, Kratky, Kuessner, Walton, Sater, Roorda, Dake, Witte, Cunningham (86), Sanders Brooks, Moore and Sander, relating to crime victims' compensation.

HB 2019, introduced by Representative Baker (123), relating to termination of parental rights.

HB 2020, introduced by Representatives Weter, Robb and Schlottach, relating to emergency management.

LETTER OF OBJECTION

March 15, 2006

Mr. Stephen S. Davis
Chief Clerk
Missouri House of Representatives
Missouri State Capitol
Jefferson City, MO 65101

Dear Mr. Davis:

We, the undersigned, hereby object to the placement of **HCR 4** on the Consent Calendar.

Sincerely,

/s/ Tom Dempsey	District 18
/s/ Robert Johnson	District 47
/s/ Brad Roark	District 139
/s/ Thomas A. Villa	District 108
/s/ Rick Johnson	District 90

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, March 16, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Sherman Parker, District 12, hereby state and affirm that my vote as recorded on the motion to adopt House Amendment No. 1 to House Amendment No. 1 to HCS HB 1010 as recorded in the House Journal for Wednesday, March 15, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of March 2006.

/s/ Sherman Parker
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 15th day of March in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

CONSERVATION AND NATURAL RESOURCES

Thursday, March 16, 2006, House Gallery south side upon morning adjournment
No bills to be heard. Executive session may follow. AMENDED

ELEMENTARY AND SECONDARY EDUCATION

Thursday, March 16, 2006, Hearing Room 7 upon morning adjournment.
Reconsideration on HB 1474 and HB 1522.
Executive session will be held on: HB 1266

HEALTH CARE POLICY

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 7.
Executive session may follow. AMENDED
Public hearings to be held on: HB 1904, HB 1821

INSURANCE POLICY

Thursday, March 16, 2006, 9:00 a.m. Hearing Room 3.
Executive session will be held on: HB 1837

JOINT COMMITTEE ON CAPITAL IMPROVEMENTS AND LEASES OVERSIGHT

Thursday, March 16, 2006, 8:30 a.m. Hearing Room 5.
9900 Page Avenue, St. Louis - Purchase/Lease agreement.
General Topics. Executive session may or may not follow.

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Thursday, March 30, 2006, 8:30 a.m. House Lounge.
Update from Department of Public Safety.
Briefing from Office of Administration on contracts process.

LOCAL GOVERNMENT

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 6.
Executive session will follow. AMENDED
Public hearings to be held on: HB 1707, HB 1689, HB 1611, HB 1716, SB 863

MISSOURI JOB TRAINING JOINT LEGISLATIVE OVERSIGHT COMMITTEE

Thursday, March 16, 2006, 8:00 a.m. Hearing Room 4.
Request from the Department of Economic Development.
Discussion regarding the Job Retention Training Program.

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, March 16, 2006, 8:30 a.m. Hearing Room 3.
AMENDED
Public hearings to be held on: HCR 25, HCS HB 1620, HB 1619, HB 1988, HB 1858,
HCS HB 1762, HCS HB 1739, HCS HB 1511, HB 1577, HCS HB 1045, 1152, 1267 & 1634,
HCS HB 1482, HCS HB 1378, 1379, 1391 & 1541, HCS HB 1397, HB 1865,
HCS HB 1783 & 1479, HCS HB 1149, HCS HB 1617 & 1374, HCS HB 1037,
HB 1144, HJR 43

SENIOR CITIZEN ADVOCACY

Thursday, March 16, 2006, 8:15 a.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: HB 1808, HB 1873

HOUSE CALENDAR

FORTY-THIRD DAY, THURSDAY, MARCH 16, 2006

HOUSE BILLS FOR SECOND READING

HB 2014 through HB 2020

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1380 - St. Onge
- 2 HCS HB 1485 - Icet
- 3 HCS HB 1026 - Rucker
- 4 HB 1302 - Cooper (155)
- 5 HCS HB 1305 - Smith (118)
- 6 HB 994 - Dusenberg
- 7 HCS HB 1151 - Cunningham (86)
- 8 HCS HB 1317 - Lipke
- 9 HCS HB 1349 - Loehner
- 10 HCS HB 974 - Davis
- 11 HB 1521 - Richard
- 12 HCS HB 1532 - Lembke
- 13 HB 1498 - Dethrow (4 hours debate on Perfection)
- 14 HCS HB 1632 - Cooper (120)
- 15 HB 1827 - Wasson
- 16 HCS HB 1075 - Davis (150 minutes debate on Perfection)
- 17 HCS HB 1461, 1375, 1110 & 1103 - Ruestman (3 hours debate on Perfection)
- 18 HB 1065 - Tilley
- 19 HCS HB 1182 - Stevenson
- 20 HCS HB 1270 & 1027 - Behnen
- 21 HCS HB 1030, 1033, 1146, 1225 & 1326 - Johnson (47) (3 hours debate on Perfection)
- 22 HB 1071 - Phillips

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(3/10/06)

- 1 HCS HB 1180 - Corcoran
- 2 HCS HB 1339 - Wood
- 3 HB 1392 - Behnen
- 4 HCS HB 1559 - Cunningham (86)

(3/15/06)

- 1 HCS HB 977 - Whorton
- 2 HCS HB 1059 - Cunningham (86)
- 3 HB 1192 - Smith (118)
- 4 HCS HB 1244 - Ruestman
- 5 HCS HB 1256 - Haywood
- 6 HCS HB 1440 - Sutherland
- 7 HB 1446 - Whorton

- 8 HCS HB 1449 - Wright (159)
- 9 HB 1494 - Emery
- 10 HCS HB 1508 - Bruns
- 11 HB 1509 - Bruns
- 12 HCS HB 1515 - Behnen
- 13 HCS HB 1551 - Tilley
- 14 HB 1715 - Pratt
- 15 HCS HB 1759 - Wasson
- 16 HB 1833 - Wood
- 17 HB 1857 - Lipke

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 4, (3-02-06, Pages 383-384) - Bruns

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

- 1 HB 1001 - Icet
- 2 HCS HB 1002 - Icet
- 3 HCS HB 1003 - Icet
- 4 HCS HB 1004 - Icet
- 5 HCS HB 1005 - Icet
- 6 HCS HB 1006 - Icet
- 7 HCS HB 1007 - Icet
- 8 HB 1008 - Icet
- 9 HB 1009 - Icet
- 10 HCS HB 1010 - Icet
- 11 HCS HB 1011 - Icet
- 12 HCS HB 1012 - Icet
- 13 HB 1013 - Icet

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1145, 1359 & 1121, (Fiscal Review 3-09-06) - Portwood
- 2 HCS HB 1275 - Baker (123)

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 984 - Meadows
- 2 HB 1058 - Cunningham (86)
- 3 HCS HB 1306 - Smith (118)
- 4 HB 1491 - Walton
- 5 HB 998 - Smith (118)
- 6 HCS HB 1101 - Schaaf
- 7 HB 1222 - Cooper (158)
- 8 HB 1245 - Sater
- 9 HCS HB 1333 - Black

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- 10 HB 1358 - Portwood
- 11 HCS HB 1432 - Moore
- 12 HB 1437 - Threlkeld
- 13 HB 1601, E.C. - Weter
- 14 HB 1687 - Wright (137)
- 15 HB 1722 - Sutherland
- 16 HB 1732 - Fraser

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HCS HB 1100 - Schaaf

HOUSE CONCURRENT RESOLUTION - INFORMAL

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FORTY-THIRD DAY, THURSDAY, MARCH 16, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

Almighty God, we thank You for Your grace that has helped these women and men to accomplish all they have done this week. Give increase to all that is good; make clear to this body all that needs correction or improvement.

Holy God, You are always near, always available to us. Bless us with all that we need to complete the work of today in a way that honors You.

(As you enter Spring Break and return to your homes later today, may this Irish Blessing go with you.)

May the road rise up to meet you.
May the wind be always at your back.
May the sun shine warm upon your face;
The rains fall soft upon your fields
And, until we meet again,
May God hold you in the palm of His hand.

A Gaelic Blessing

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Thomas A. Villa, Momo Oyama, Jack Wright, Kelly Habermehl, Dedrick Cromartie, Tyler Stratton, Matthew Stratton, Sonie Snider, Scott George, Taylor Todd, Jeffrey Noe, Andy Thomas, Cameron Michael Smith, Natalee Belle Smith, Kendra Cook, Bailey Howard and Sydney Hunter.

The Journal of the forty-second day was approved as corrected by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly

Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Robb
Robinson	Roorda	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 005

Bowman	Boykins	Flook	Johnson 61	Kraus
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PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Daus	Hubbard	Roark
Rucker	Rupp	Wasson		

HOUSE CONCURRENT RESOLUTIONS

Representative Ervin, et al., offered House Concurrent Resolution No. 40.
Representative Baker (25), et al., offered House Concurrent Resolution No. 42.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1294 - Representative Ruestman
House Resolution No. 1295
and
House Resolution No. 1296 - Representative Munzlinger
House Resolution No. 1297 - Representative Liese
House Resolution No. 1298 - Representative Lipke
House Resolution No. 1299
and
House Resolution No. 1300 - Representative Lampe

House Resolution No. 1301
and
House Resolution No. 1302 - Representative Witte
House Resolution No. 1303 - Representative Donnelly
House Resolution No. 1304 - Representative Cooper (158)
House Resolution No. 1305 - Representatives Denison and Dixon
House Resolution No. 1306 - Representative Nolte, et al.
House Resolution No. 1307 - Representatives Aull and McGhee
House Resolution No. 1308 - Representative Aull
House Resolution No. 1309 - Representative Sutherland
House Resolution No. 1310 - Representative Deeken
House Resolution No. 1311 - Representatives Stevenson and Richard
House Resolution No. 1312 - Representative Storch
House Resolution No. 1313 - Representative Silvey
House Resolution No. 1314 - Representative Smith (118)
House Resolution No. 1315 - Representative Swinger
House Resolution No. 1316 - Representative Nieves
House Resolution No. 1317 - Representative Jetton
House Resolution No. 1318 - Representative Kratky

SECOND READING OF HOUSE BILLS

HB 2014 through **HB 2020** were read the second time.

Representative Cooper (120) assumed the Chair.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HB 1001, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HB 1001** was read the third time and passed by the following vote:

AYES: 099

Avery	Baker 123	Bearden	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Darrough	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Hobbs	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kratky	Kraus
Lager	Lembke	Lipke	Loehner	Marsh
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst

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Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Tilley	Viebrock	Wagner	Wallace
Wells	Weter	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Mr Speaker	

NOES: 057

Aull	Baker 25	Behnen	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Corcoran	Curls
Dake	Donnelly	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kuessner	Lampe	LeVota	Liese	Low 39
Meadows	Meiners	Oxford	Robinson	Roorda
Schoemehl	Shoemyer	Skaggs	Spreng	Storch
Threlkeld	Villa	Vogt	Walsh	Walton
Whorton	Wildberger	Wright-Jones	Yaeger	Yates
Young	Zweifel			

PRESENT: 001

Lowe 44

ABSENT WITH LEAVE: 006

Bean	Brown 30	Daus	El-Amin	Rucker
Wasson				

Representative Cooper (120) declared the bill passed.

Speaker Jetton resumed the Chair.

HCS HB 1002, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1002** was read the third time and passed by the following vote:

AYES: 097

Baker 123	Bearden	Behnen	Bivins	Black
Bogetto	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	Guest
Hobbs	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Loehner	Marsh	May
McGhee	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Roorda	Ruestman	Rupp	Sander	Sater

Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wells	Weter	Wildberger
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 060

Aull	Baker 25	Bland	Bowman	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Donnelly	Dougherty	El-Amin	Frame	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Salva	Schoemehl	Shoemyer
Skaggs	Spreng	Storch	Swinger	Villa
Vogt	Wagner	Walsh	Walton	Whorton
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 006

Avery	Bean	Brown 30	Daus	Rucker
Wasson				

Speaker Jetton declared the bill passed.

Representative Behnen assumed the Chair.

Speaker Jetton resumed the Chair.

HCS HB 1003, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1003** was read the third time and passed by the following vote:

AYES: 104

Aull	Baker 123	Bearden	Behnen	Bivins
Black	Bogetto	Bruns	Casey	Chinn
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	Guest	Harris 110
Hobbs	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lampe	Lembke	Lipke	Loehner	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parson	Pearce	Phillips

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Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Roorda	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Tilley	Viebrock	Wallace
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 052

Baker 25	Bland	Bowman	Boykins	Bringer
Brooks	Brown 50	Burnett	Chappelle-Nadal	Curls
Dake	Darrough	Donnelly	El-Amin	Frame
George	Harris 23	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	LeVota	Liese	Low 39
Lowe 44	Oxford	Robinson	Salva	Shoemyer
Skaggs	Spreng	Storch	Swinger	Threlkeld
Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 007

Avery	Bean	Brown 30	Daus	Parker
Rucker	Wasson			

Speaker Jetton declared the bill passed.

HCS HB 1004, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1004** was read the third time and passed by the following vote:

AYES: 112

Aull	Baker 123	Bearden	Behnen	Bivins
Black	Bogetto	Bowman	Boykins	Brooks
Brown 50	Bruns	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Curls
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Fraser	Guest	Hobbs	Hubbard
Hunter	Icet	Jackson	Johnson 47	Jolly
Jones	Kelly	Kingery	Kraus	Lager
Lampe	Lembke	Lipke	Loehner	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst

Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Wagner
Walsh	Walton	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Mr Speaker			

NOES: 042

Baker 25	Bland	Bringer	Burnett	Chappelle-Nadal
Corcoran	Dake	Darrough	Donnelly	El-Amin
Frame	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hughes	Johnson 61	Johnson 90
Kratky	Kuessner	LeVota	Liese	Low 39
Lowe 44	Oxford	Page	Salva	Schoemehl
Shoemyer	Skaggs	Spreng	Storch	Villa
Vogt	Whorton	Wildberger	Witte	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 009

Avery	Bean	Brown 30	Daus	Parker
Parson	Rucker	Wallace	Wasson	

Speaker Jetton declared the bill passed.

HCS HB 1005, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1005** was read the third time and passed by the following vote:

AYES: 086

Bearden	Behnen	Bivins	Black	Bruns
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Faith	Fares	Fisher	Franz	Guest
Hobbs	Hubbard	Hunter	Icet	Jackson
Johnson 47	Jones	Kelly	Kingery	Lembke
Lipke	Loehner	Marsh	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Parson	Pearce	Phillips
Pollock	Portwood	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wagner	Wallace	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Mr Speaker				

NOES: 069

Aull	Baker 25	Baker 123	Bland	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chinn	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Donnelly	El-Amin	Ervin
Flook	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kraus
Kuessner	Lager	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Nolte	Oxford
Page	Pratt	Robinson	Roorda	Salva
Schoemehl	Shoemyer	Skaggs	Smith 150	Spreng
Storch	Swinger	Villa	Vogt	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Yates	Young	Zweifel	

PRESENT: 001

Bogetto

ABSENT WITH LEAVE: 007

Avery	Bean	Brown 30	Daus	Parker
Rucker	Wasson			

Speaker Jetton declared the bill passed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1688**.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HB 1688** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HB 1688** was delivered to the Governor by the Chief Clerk of the House.

Representative Cooper (120) resumed the Chair.

Speaker Jetton resumed the Chair.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 1006, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1006** was read the third time and passed by the following vote:

AYES: 108

Aull	Baker 123	Bearden	Behnen	Bivins
Black	Bland	Boykins	Bruns	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Dake	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Guest
Hobbs	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Jones	Kelly	Kingery	Kraus
Lager	Lampe	Lembke	Lipke	Loehner
Marsh	May	McGhee	Meadows	Meiners
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Self	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Swinger	Threlkeld	Tilley	Viebrock
Wagner	Wallace	Walton	Wells	Weter
Whorton	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 044

Baker 25	Bogetto	Bowman	Bringer	Brooks
Brown 50	Burnett	Chappelle-Nadal	Corcoran	Curls
Darrough	Donnelly	El-Amin	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 90	Jolly	Kratky
Kuessner	LeVota	Liese	Low 39	Lowe 44
Oxford	Page	Salva	Schoemehl	Spreng
Storch	Villa	Vogt	Walsh	Wildberger
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 002

Shoemyer	Witte
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ABSENT WITH LEAVE: 009

Avery	Bean	Brown 30	Daus	Moore
Parker	Rucker	Sutherland	Wasson	

Speaker Jetton declared the bill passed.

HCS HB 1007, relating to appropriations, was taken up by Representative Ice.

On motion of Representative Ice, **HCS HB 1007** was read the third time and passed by the following vote:

AYES: 116

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bowman	Boykins
Brooks	Brown 50	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Flook	Franz	Fraser	Guest	Haywood
Hobbs	Hubbard	Hunter	Ice	Jackson
Johnson 47	Jolly	Jones	Kelly	Kingery
Kraus	Lager	Lampe	Lembke	Lipke
Loehner	Marsh	May	McGhee	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Wagner	Wallace	Wells
Weter	Whorton	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yates
Mr Speaker				

NOES: 037

Bogetto	Bringer	Burnett	Corcoran	Darrough
Donnelly	El-Amin	Frame	George	Harris 23
Harris 110	Henke	Hoskins	Hughes	Johnson 61
Johnson 90	Kratky	Kuessner	LeVota	Liese
Low 39	Lowe 44	Meadows	Oxford	Page
Salva	Schoemehl	Shoemyer	Spreng	Storch
Villa	Walsh	Walton	Wildberger	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Bean	Brown 30	Bruns	Daus
Fisher	Parker	Rucker	Vogt	Wasson

Speaker Jetton declared the bill passed.

HB 1008, relating to appropriations, was taken up by Representative Ice.

On motion of Representative Ice, **HB 1008** was read the third time and passed by the following vote:

AYES: 150

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman

Boykins	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Davis	Day	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hubbard	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 005

Bringer	Darrough	Hoskins	Hughes	Oxford
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PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Bean	Brown 30	Daus	Denison
Parker	Rucker	Wasson		

Speaker Jetton declared the bill passed.

HB 1009, relating to appropriations, was taken up by Representative Ice.

On motion of Representative Ice, **HB 1009** was read the third time and passed by the following vote:

AYES: 144

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg

El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	Liese	Lipke
Loehner	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walsh	Walton	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Zweifel	Mr Speaker	

NOES: 012

Brooks	Burnett	Darrough	Haywood	Hoskins
Hughes	LeVota	Low 39	Lowe 44	Oxford
Vogt	Young			

PRESENT: 000

ABSENT WITH LEAVE: 007

Avery	Bean	Brown 30	Daus	Parker
Rucker	Wasson			

Speaker Jetton declared the bill passed.

HCS HB 1010, relating to appropriations, was taken up by Representative Ice.

On motion of Representative Ice, **HCS HB 1010** was read the third time and passed by the following vote:

AYES: 084

Baker 123	Bearden	Behnen	Bivins	Black
Bruns	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hunter	Ice
Jackson	Jones	Kelly	Kingery	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Parson	Pearce	Phillips	Pollock
Portwood	Quinn	Rector	Richard	Roark

Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Viebrock	Wallace
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 068

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chinn	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Donnelly	Dougherty	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Johnson 47
Johnson 61	Johnson 90	Jolly	Kratky	Kraus
Kuessner	Lager	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Salva	Schoemehl
Shoemyer	Skaggs	Spreng	Storch	Swinger
Tilley	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 001

Hughes

ABSENT WITH LEAVE: 010

Avery	Bean	Brown 30	Daus	Myers
Parker	Pratt	Rucker	Schneider	Wasson

Speaker Jetton declared the bill passed.

Representative Nieves assumed the Chair.

Speaker Jetton resumed the Chair.

HCS HB 1011, relating to appropriations, was taken up by Representative Icet.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Baker 123	Bearden	Behnen	Bivins	Bruns
Chinn	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hunter	Icet
Johnson 47	Jones	Kelly	Kingery	Kraus
Lager	Lembke	Lipke	Loehner	Marsh

May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 064

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Donnelly	Dougherty	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Salva	Schoemehl	Shoemyer	Skaggs	Spreng
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Bean	Black	Brown 30	Daus
Jackson	Parker	Rucker	Schneider	Wasson

On motion of Representative Icet, **HCS HB 1011** was read the third time and passed by the following vote:

AYES: 085

Bearden	Behnen	Bivins	Bruns	Chinn
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Guest	Hobbs	Hunter	Icet	Johnson 47
Jones	Kelly	Kingery	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 068

Aull	Baker 25	Baker 123	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Donnelly	Dougherty	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kraus
Kuessner	Lager	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Nolte
Oxford	Page	Robinson	Roorda	Salva
Schoemehl	Shoemyer	Skaggs	Spreng	Storch
Swinger	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Bean	Black	Brown 30	Daus
Jackson	Parker	Rucker	Schneider	Wasson

Speaker Jetton declared the bill passed.

HCS HB 1012, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1012** was read the third time and passed by the following vote:

AYES: 103

Baker 123	Bearden	Behnen	Bivins	Bland
Brown 50	Bruns	Burnett	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Curls
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Guest	Hobbs	Hunter	Icet	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Self	Silvey
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Sutherland	Threlkeld	Viebrock	Villa
Wagner	Wallace	Walton	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Young	Mr Speaker		

NOES: 047

Aull	Baker 25	Bogetto	Bowman	Boykins
Bringer	Brooks	Casey	Chappelle-Nadal	Dake
Darrough	Donnelly	Dougherty	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Oxford	Robinson	Roorda	Salva
Schoemehl	Shoemyer	Skaggs	Storch	Swinger
Walsh	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Zweifel			

PRESENT: 001

Corcoran

ABSENT WITH LEAVE: 012

Avery	Bean	Black	Brown 30	Daus
Jackson	Parker	Rucker	Schneider	Tilley
Vogt	Wasson			

Speaker Jetton declared the bill passed.

HB 1013, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HB 1013** was read the third time and passed by the following vote:

AYES: 102

Baker 123	Bearden	Behnen	Bivins	Bogetto
Bringer	Bruns	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Dake
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 110	Hobbs
Hunter	Icet	Johnson 47	Jolly	Jones
Kelly	Kingery	Kraus	Lager	Lampe
Lembke	Lipke	Loehner	Marsh	May
McGhee	Meadows	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Swinger	Threlkeld	Viebrock
Wagner	Wallace	Wells	Weter	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 050

Aull	Baker 25	Bland	Bowman	Boykins
Brooks	Brown 50	Burnett	Chappelle-Nadal	Corcoran
Curls	Darrough	Donnelly	Dougherty	El-Amin
George	Harris 23	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Kratky
Kuessner	LeVota	Liese	Low 39	Lowe 44
Meiners	Oxford	Robinson	Roorda	Salva
Schoemehl	Shoemyer	Skaggs	Spreng	Storch
Villa	Vogt	Walsh	Walton	Whorton
Wildberger	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 011

Avery	Bean	Black	Brown 30	Daus
Jackson	Parker	Rucker	Schneider	Tilley
Wasson				

Speaker Jetton declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 29 - Health Care Policy

HCR 31 - Conservation and Natural Resources

HCR 33 - Agriculture Policy

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1585 - Special Committee on Student Achievement and Finance

HB 1646 - Crime Prevention and Public Safety

HB 1686 - Agriculture Policy

HB 1816 - Transportation

HB 1831 - Health Care Policy

HB 1867 - Elementary and Secondary Education

HB 1871 - Elementary and Secondary Education

HB 1876 - Crime Prevention and Public Safety

HB 1896 - Judiciary

HB 1907 - Transportation

HB 1908 - Special Committee on General Laws

HB 1913 - Workforce Development and Workplace Safety

HB 1947 - Children and Families

HB 1953 - Judiciary

HB 1960 - Ways and Means

HB 1962 - Ways and Means

HB 1963 - Crime Prevention and Public Safety
HB 1968 - Higher Education
HB 1969 - Special Committee on Agri-Business
HB 1970 - Special Committee on Agri-Business
HB 1973 - Elementary and Secondary Education
HB 1977 - Special Committee on Healthcare Facilities
HB 1978 - Transportation
HB 1981 - Judiciary
HB 1982 - Elections
HB 1992 - Elections
HB 1994 - Elections
HB 1995 - Agriculture Policy
HB 1998 - Transportation

REFERRAL OF SENATE CONCURRENT RESOLUTION

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCS SCR 21 - Rules

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 561 - Veterans
SCS SBs 575 & 714 - Health Care Policy
SS SB 584 - Transportation
SS SCS SB 590 - Higher Education
SB 612 - Corrections and Public Institutions
SCS SB 614 - Ways and Means
SB 629 - Ways and Means
SCS SB 630 - Senior Citizen Advocacy
SB 644 - Special Committee on Student Achievement and Finance
SB 645 - Job Creation and Economic Development
SB 648 - Special Committee on Healthcare Facilities
SCS SB 650 - Higher Education
SCS SB 666 - Crime Prevention and Public Safety
SB 677 - Health Care Policy
SB 678 - Ways and Means
SCS SBs 701 & 948 - Veterans
SB 712 - Corrections and Public Institutions
SCS SB 744 - Agriculture Policy
SCS SB 747 - Transportation
SCS SB 749 - Professional Registration and Licensing
SCS SB 751 - Local Government
SCS SB 765 - Health Care Policy
SB 766 - Ways and Means

SCS SB 773 - Special Committee on Agri-Business
SCS SB 802 - Local Government
SB 805 - Ways and Means
SB 809 - Local Government
SB 818 - Elections
SB 819 - Professional Registration and Licensing
SB 828 - Professional Registration and Licensing
SB 837 - Insurance Policy
SB 840 - Transportation
SS SCS SBs 872, 754 & 669 - Transportation
SB 881 - Corrections and Public Institutions
SB 893 - Local Government
SB 906 - Special Committee on Urban Issues
SB 908 - Transportation
SCS SB 915 - Utilities
SB 919 - Special Committee on General Laws
SCS SB 932 - Local Government
SB 933 - Crime Prevention and Public Safety
SB 936 - Local Government
SCS SBs 1001, 896 & 761 - Transportation

COMMITTEE REPORTS

Committee on Corrections and Public Institutions, Chairman Kelly reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 999**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Elementary and Secondary Education, Chairman Cunningham (86) reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1522**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Health Care Policy, Chairman Cooper (155) reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1162**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1534**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Insurance Policy, Chairman Yates reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1088**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HCS HB 1703**, begs leave to report it has examined the same and recommends that the **House Committee Substitute #2 Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1837**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1707**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1710**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1711**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1411**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1660** and **HB 1269**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1936**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Senior Citizen Advocacy, Chairman Bruns reporting:

Mr. Speaker: Your Committee on Senior Citizen Advocacy, to which was referred **HB 1581**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Senior Citizen Advocacy, to which was referred **HB 1767**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Senior Citizen Advocacy, to which was referred **HB 1905**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Small Business, Chairman Ervin reporting:

Mr. Speaker: Your Committee on Small Business, to which was referred **HB 1928**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1382** and **HB 1158**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1488**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1623**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1478**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 25**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HJR 43**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1037**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1045, 1152, 1267 & 1634**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1099**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1144**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1149**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1378, 1379, 1391 & 1541**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1397**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1477**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1482**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1504**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1577**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1617 & 1374**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1619**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1620**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1739**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1762**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1783 & 1479**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 3 hours for debate on Perfection**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1858**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1865**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1988**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

ADVANCEMENT OF CONSENT BILLS

Pursuant to Rule 44(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HCS HB 1180, HCS HB 1339, HB 1392 and HCS HB 1559**.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 41, introduced by Representative Sutherland, relating to the designation of Missouri walk and bicycle to school month and day.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2021, introduced by Representatives Kelly, Dethrow and Rector, relating to fencing for watershed protection.

HB 2022, introduced by Representative Flook, relating to judicial review of agency decisions.

HB 2023, introduced by Representatives Darrough, Meadows, Yaeger and Spreng, relating to disturbance of the peace.

HB 2024, introduced by Representatives Guest, Page, Parker, Bean, Chappelle-Nadal, Bogetto, Zweifel, Whorton, Skaggs, Johnson (47), Baker (25), Storch, Boykins, El-Amin, Wildberger, Witte, Schaaf, McGhee, Schlottach, Moore, Fisher, Deeken, Kingery and May, relating to human cloning.

HB 2025, introduced by Representatives Portwood, Wright (137), Avery and Lembke, relating to personal property tax relief.

HB 2026, introduced by Representative Kratky, relating to title insurance.

HB 2027, introduced by Representatives McGhee, Guest, Dougherty, Nolte, Nance, Nieves, Avery, Rucker, Schneider, Moore, Sander Brooks, Stevenson, Deeken, Silvey, Brown (50), Dusenberg, Johnson (47) and Pratt, relating to utility payments.

HB 2028, introduced by Representative Pratt, relating to the merchandising practices act.

HB 2029, introduced by Representatives Pratt and Yates, relating to asbestos and silica claims.

HB 2030, introduced by Representatives Davis, Moore, Phillips, Faith, Sander, May, Harris (110), Threlkeld, Smith (118), Sater, Schaaf, Deeken, Bruns, Lembke, Myers, Dempsey, Bearden, Dougherty, Nieves, Stevenson, Wright (137), Black, Avery, McGhee, Fisher, Henke, Villa, Meiners, Liese, Schneider, Self, Viebrock, Cunningham (145), Sutherland, Silvey, Day, Tilley, Kratky, Meadows, Casey and Parker, relating to the unborn child pain prevention act.

HB 2031, introduced by Representative Wood, relating to transient guest tax.

HB 2032, introduced by Representatives Aull, Wallace, Kingery, LeVota, McGhee, Lampe, Brown (50), Roorda, Oxford, Dake, Frame, Meadows, Schoemehl, Page, Bogetto, Kuessner, Robinson, Dougherty and Corcoran, relating to state aid for schools.

HB 2033, introduced by Representatives El-Amin, Hubbard and Hoskins, relating to automobile insurance.

HB 2034, introduced by Representatives Robb and Sutherland, relating to tax credits for qualified film production projects.

HB 2035, introduced by Representative Cunningham (145), relating to lost and unclaimed property.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 27**.

SENATE CONCURRENT RESOLUTION NO. 27

WHEREAS, the Lewis and Clark Expedition is about President Thomas Jefferson's dream, the planning and preparation required for an early 19th-century military expedition, and then finally about the journey itself; and

WHEREAS, the Mississippi River portion of the expedition was the proving ground for handling the keelboat and pirogues upstream on the way to St. Louis, Missouri, Wood River, Illinois, and St. Charles, Missouri in preparation for their assault on the Missouri River; and

WHEREAS, members of the Lewis and Clark Expedition comprising the Corps of Discovery, became residents of the Upper Louisiana Territory and its successor the Missouri Territory after their return. Both Meriwether Lewis and

William Clark served as Governors of the Upper Louisiana Territory while other members of the expedition resided in the territory; and

WHEREAS, members of the Missouri Delegation would support members of the Kentucky Delegation, the primary sponsor of legislation before Congress, which would have amended the National Trails System Act by extending the Lewis and Clark National Historic Trail to include additional sites associated with the preparation or the return phase of the expedition; and

WHEREAS, members of the Kentucky Delegation will introduce legislation calling for a feasibility study on extending the Lewis and Clark National Historic Trail to the east; and

WHEREAS, the Lewis and Clark Trail Heritage Foundation supports recognition of a continuous trail across the country on the National Park Service's official trail map and the right to post the official trail signs - Two Captains Pointing the Way - which are posted throughout the West; and

WHEREAS, the extension of the Lewis and Clark National Historic Trail from coast to coast would complete the story and expose a broader base of Americans to the educational and cultural aspects of the expedition; and

WHEREAS, the Lewis and Clark Trail Heritage Foundation believes that the status quo does not adequately recognize Monticello, the home of Thomas Jefferson where he dreamed his vision for America, Washington D.C., where he shared his dream with Meriwether Lewis, or a variety of other significant places throughout the Eastern Legacy states; and

WHEREAS, the Lewis and Clark Trail Heritage Foundation partners with the National Park Service, the Bureau of Land Management and the Forest Service in caring for the Lewis and Clark National Historic Trail and also supports scholarship, educational efforts, and research on the expedition:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby support and urge the Missouri Congressional Delegation to support legislation calling for federal approval of extension of the Lewis and Clark National Historic Trail; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Speaker of the United States House of Representatives, the President of the United States Senate, and each member of the Missouri Congressional delegation.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 30**.

SENATE CONCURRENT RESOLUTION NO. 30

WHEREAS, the Lake of the Ozarks is one of the most popular lakes in the Midwest, largely because of the many opportunities for public access; and

WHEREAS, in addition to the public access points, individuals and businesses have been able to obtain dock permits, allowing the lake to be enjoyed by residents and visitors alike; and

WHEREAS, AmerenUE is responsible for shoreline management at the Lake of the Ozarks, as specified in Article 41 of its license from the Federal Energy Regulatory Commission to operate the Osage Power Plant; and

WHEREAS, on August 19, 2005, AmerenUE filed a shoreline management plan with the Federal Energy Regulatory Commission, a portion of which establishes impact minimization zones (IMZs) that classify and restrict certain areas of the shoreline for future development; and

WHEREAS, the goal of the shoreline management plan to balance the recreational, environmental, and economic aspects of the lake is an honorable goal; and

WHEREAS, the impact minimization zones as proposed in the current plan will have a detrimental effect on the economy of the lake area, leading to reduced recreational opportunities for lake residents and visitors; and

WHEREAS, restrictions on dock permits could lower the value of lakefront property, decrease traffic at local businesses that rely on the lake for their livelihood, and result in an overall negative impact on the local and state economy:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby support the formation of a broad-based impact minimization zone task force comprised of state, county, and municipal officials; state and federal resource agencies; chambers of commerce; and members of the development, recreation, and residential communities to work on a more balanced plan that incorporates the recreational, environmental, and aesthetic values of the Lake of the Ozarks and review dock policies as they relate to impact minimization zone plans; and

BE IT FURTHER RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein, urge the Federal Energy Regulatory Commission to delay authorization of the plan in those portions dealing with impact minimization zones until the new impact minimization zone task force can issue a revised plan that will provide a more balanced plan for the use of the Lake of the Ozarks; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the president and board of directors of AmerenUE, the Federal Energy Regulatory Commission, and the members of the Missouri Congressional delegation.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 616**, entitled:

An act to repeal sections 198.006 and 198.073, RSMo, and to enact in lieu thereof three new sections relating to assisted living facilities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 916**, entitled:

An act to repeal sections 210.104, 210.106, 210.107, and 307.178, RSMo, and to enact in lieu thereof three new sections relating to child safety restraints, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 1254**, entitled:

An act to repeal sections 105.470, 105.473, 105.485, 105.487, 105.957, 130.011, 130.032, and 130.046, RSMo, and to enact in lieu thereof twelve new sections relating to ethics, with an effective date.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Baker (25) is no longer a member of the Senior Citizen Advocacy Committee.

Representative Rucker has been appointed a member of the Senior Citizen Advocacy Committee.

MESSAGE FROM THE GOVERNOR

EXECUTIVE OFFICE

March 16, 2006

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
93rd GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI:

Herewith I return to you **House Bill No. 1688** entitled:

“AN ACT”

To repeal section 99.845, RSMo, and to enact in lieu thereof one new section relating to the sole purpose of excluding a sales tax imposed by Jackson County for sports stadium improvement from economic activity tax revenues for tax increment finance projects.

On March 16, 2006, I approved said **House Bill No. 1688**.

Respectfully submitted,

/s/ Matt Blunt
Governor

WITHDRAWAL OF HOUSE BILL

March 16, 2006

Stephen Davis
Chief Clerk
Room 306C

Dear Mr. Davis,

I am requesting that **House Bill No. 2020** be withdrawn due to a drafting error.

Sincerely,

/s/ Ray Weter

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 4:00 p.m., Monday, March 27, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Jane Bogetto, District 94, hereby state and affirm that my vote on the motion to third read and pass HCS HB 1005 as recorded in the House Journal for Thursday, March 16, 2006 showing that I voted "present" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of March 2006.

/s/ Jane Bogetto
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of March in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Amber H. Boykins, District 60, hereby state and affirm that my votes as recorded on Pages 565 and 591 of the House Journal for Wednesday, March 15, 2006 showing that I voted absent with leave were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time these votes were taken, I did in fact vote, and my votes or absences were incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of March 2006.

/s/ Amber H. Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of March in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative John Burnett, District 40, hereby state and affirm that my vote as recorded on Page 595 of the House Journal for Wednesday, March 15, 2006 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that

I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of March 2006.

/s/ John Burnett
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of March in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Gary Dusenberg, District 54, hereby state and affirm that my vote on the motion to third read and pass HCS HB 1005 as recorded in the House Journal for Thursday, March 16, 2006 showing that I voted "aye" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 16th day of March 2006.

/s/ Gary Dusenberg
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 16th day of March in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 28, 2006, Hearing Room 1 upon evening adjournment.

Executive session may follow.

Public hearings to be held on: HB 1467, HB 1672, HB 1729, HB 1924, HB 1942

HIGHER EDUCATION

Tuesday, March 28, 2006, 12:00 p.m. Hearing Room 4.

Executive session will be held on: HB 1347, HB 1864

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Thursday, March 30, 2006, 8:30 a.m. House Lounge.

Update from Department of Public Safety.

Briefing from Office of Administration on contracts process.

JUDICIARY

Tuesday, March 28, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 1944

RULES [PURSUANT TO RULE 25(26)(f)]

Monday, March 27, 2006, Hearing Room 6 upon afternoon adjournment.

Public hearings to be held on: HCS HB 1698, 1236, 995, 1362 & 1290, HCS#2 HB 1703, HCS HB 1141, HCS HB 1787, HCS HB 1746, HB 1653, HCS HB 1053, HCS HB 1679, HCS HB 1135, HCS HB 1552, HB 1088, HCS HB 1710, HCS HB 1711, HB 1411, HB 1936, HB 1707, HCS HB 1382 & 1158, HB 1623, HB 1488, HB 1522

HOUSE CALENDAR

FORTY-FOURTH DAY, MONDAY, MARCH 27, 2006

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 41

HOUSE BILLS FOR SECOND READING

HB 2021 through HB 2035

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden
- 4 HJR 43 - Dethrow

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1380 - St. Onge
- 2 HCS HB 1485 - Icet
- 3 HCS HB 1026 - Rucker
- 4 HB 1302 - Cooper (155)
- 5 HCS HB 1305 - Smith (118)
- 6 HB 994 - Dusenberg
- 7 HCS HB 1151 - Cunningham (86)
- 8 HCS HB 1317 - Lipke
- 9 HCS HB 1349 - Loehner
- 10 HCS HB 974 - Davis
- 11 HB 1521 - Richard
- 12 HCS HB 1532 - Lembke
- 13 HB 1498 - Dethrow
- 14 HCS HB 1632 - Cooper (120)

(4 hours debate on Perfection)

- 15 HB 1827 - Wasson
- 16 HCS HB 1075 - Davis (150 minutes debate on Perfection)
- 17 HCS HB 1461, 1375, 1110 & 1103 - Ruestman (3 hours debate on Perfection)
- 18 HB 1065 - Tilley
- 19 HCS HB 1182 - Stevenson
- 20 HCS HB 1270 & 1027 - Behnen
- 21 HCS HB 1030, 1033, 1146, 1225 & 1326 - Johnson (47) (3 hours debate on Perfection)
- 22 HB 1071 - Phillips
- 23 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 24 HB 1865 - Bearden
- 25 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 26 HCS HB 1397 - Pratt
- 27 HCS HB 1482 - Jackson
- 28 HB 1619 - Sutherland
- 29 HCS HB 1620 - Sutherland

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(3/15/06)

- 1 HCS HB 977 - Whorton
- 2 HCS HB 1059 - Cunningham (86)
- 3 HB 1192 - Smith (118)
- 4 HCS HB 1244 - Ruestman
- 5 HCS HB 1256 - Haywood
- 6 HCS HB 1440 - Sutherland
- 7 HB 1446 - Whorton
- 8 HCS HB 1449 - Wright (159)
- 9 HB 1494 - Emery
- 10 HCS HB 1508 - Bruns
- 11 HB 1509 - Bruns
- 12 HCS HB 1515 - Behnen
- 13 HCS HB 1551 - Tilley
- 14 HB 1715 - Pratt
- 15 HCS HB 1759 - Wasson
- 16 HB 1833 - Wood
- 17 HB 1857 - Lipke

(3/27/06)

- 1 HCS HB 1037 - Sander
- 2 HCS HB 1045, 1152, 1267 & 1634 - Wells
- 3 HCS HB 1099 - Schaaf
- 4 HB 1144 - May
- 5 HCS HB 1149 - Bivins
- 6 HB 1477 - Schaaf
- 7 HB 1504 - Yates
- 8 HB 1577 - Pollock
- 9 HCS HB 1617 & 1374 - McGhee
- 10 HCS HB 1739 - Dusenberg
- 11 HCS HB 1762 - Wilson (119)
- 12 HB 1858 - Lipke
- 13 HB 1988 - Wagner

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 4, (3-02-06, Pages 383-384) - Bruns

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1145, 1359 & 1121, (Fiscal Review 3-09-06) - Portwood
- 2 HCS HB 1275 - Baker (123)

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 984 - Meadows
- 2 HB 1058 - Cunningham (86)
- 3 HCS HB 1306 - Smith (118)
- 4 HB 1491 - Walton
- 5 HB 998 - Smith (118)
- 6 HCS HB 1101 - Schaaf
- 7 HB 1222 - Cooper (158)
- 8 HB 1245 - Sater
- 9 HCS HB 1333 - Black
- 10 HB 1358 - Portwood
- 11 HCS HB 1432 - Moore
- 12 HB 1437 - Threlkeld
- 13 HB 1601, E.C. - Weter
- 14 HB 1687 - Wright (137)
- 15 HB 1722 - Sutherland
- 16 HB 1732 - Fraser
- 17 HCS HB 1180 - Corcoran
- 18 HCS HB 1339 - Wood
- 19 HB 1392 - Behnen
- 20 HCS HB 1559 - Cunningham (86)

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HCS HB 1100 - Schaaf

SENATE BILLS FOR SECOND READING

- 1 SCS SB 616
- 2 SS SCS SB 916
- 3 SS SCS SB 1254

HOUSE CONCURRENT RESOLUTION

HCR 25, (3-13-06, Pages 514-515) - Bowman

HOUSE CONCURRENT RESOLUTION - INFORMAL

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FORTY-FOURTH DAY, MONDAY, MARCH 27, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, Your mercy and loving-kindness are great and high as the heavens! Your truth and faithfulness reach to the skies! Our God, may You be honored above the heavens; may Your glory be seen everywhere on earth.

As we return from our extended stay at home, enjoying time with family, friends and constituents, we ask You to instruct us in the best way to accomplish the primary necessities of this day and this week.

The works of Your hands are [absolute] truth and justice [faithful and right]; and all Your decrees and precepts are fixed and trustworthy. This is the example we endeavor to follow as we continue the work of this legislature and the business of this state.

Though we accomplish much and accolades are heaped upon us, we will always remember to give praise to You, Lord God, and give thanks for all the good You have done on our behalf throughout this session. All glory and honor belong to You.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-third day was approved as printed.

HOUSE RESOLUTION

Representative Wright (137) offered House Resolution No. 1475.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1319

through

House Resolution No. 1333 - Representative Jackson

House Resolution No. 1334 - Representative Viebrock

House Resolution No. 1335

through

House Resolution No. 1341 - Representative McGhee

House Resolution No. 1342 - Representative Dethrow

House Resolution No. 1343 - Representative Deeken
 House Resolution No. 1344 - Representative Jetton
 House Resolution No. 1345 - Representative St. Onge
 House Resolution No. 1346 - Representative Richard
 House Resolution No. 1347 - Representative Hubbard
 House Resolution No. 1348
 through
 House Resolution No. 1389 - Representative Lembke
 House Resolution No. 1390 - Representative Pearce
 House Resolution No. 1391
 and
 House Resolution No. 1392 - Representative Walton
 House Resolution No. 1393
 through
 House Resolution No. 1406 - Representative Schad
 House Resolution No. 1407
 through
 House Resolution No. 1451 - Representative Avery
 House Resolution No. 1452
 through
 House Resolution No. 1455 - Representative Whorton
 House Resolution No. 1456 - Representative Bringer
 House Resolution No. 1457 - Representative Cooper (155)
 House Resolution No. 1458 - Representative Cunningham (145)
 House Resolution No. 1459 - Representative Nieves
 House Resolution No. 1460
 through
 House Resolution No. 1473 - Representative Fraser
 House Resolution No. 1474 - Representative Dethrow
 House Resolution No. 1476
 through
 House Resolution No. 1479 - Representative Jetton
 House Resolution No. 1480 - Representative Zweifel
 House Resolution No. 1481
 and
 House Resolution No. 1482 - Representative Harris (110)
 House Resolution No. 1483 - Representative Dethrow

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 41 was read the second time.

SECOND READING OF HOUSE BILLS

HB 2021 through **HB 2035** were read the second time.

SECOND READING OF SENATE BILLS

SCS SB 616, SS SCS SB 916 and SS SCS SB 1254 were read the second time.

A moment of silent prayer was observed for Army Sergeant Amanda Nicole Pinson who was killed in the line of duty in Iraq.

THIRD READING OF HOUSE BILLS - CONSENT

HB 984, relating to displaying the POW/MIA flag, was taken up by Representative Meadows.

On motion of Representative Meadows, **HB 984** was read the third time and passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Myers	Nance	Nieves	Nolte	Oxford
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Bowman	Boykins	Brown 30	Donnelly
El-Amin	Muschany	Parker	Robinson	Spreng

Speaker Pro Tem Bearden declared the bill passed.

HB 1058, relating to school attire, was taken up by Representative Cunningham (86).

On motion of Representative Cunningham (86), **HB 1058** was read the third time and passed by the following vote:

AYES: 136

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brown 50	Bruns	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hunter	Icet	Jackson	Johnson 47	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Myers	Nance	Nieves	Nolte
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Roorda	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yates	Zweifel
Mr Speaker				

NOES: 013

Bland	Bowman	Burnett	Chappelle-Nadal	George
Haywood	Hughes	Johnson 61	Lowe 44	Oxford
Rucker	Wright-Jones	Young		

PRESENT: 007

Brooks	Curls	Low 39	Vogt	Walton
Whorton	Yaeger			

ABSENT WITH LEAVE: 007

Bean	Boykins	Brown 30	Muschany	Parker
Robinson	Spreng			

Speaker Pro Tem Bearden declared the bill passed.

HCS HB 1306, relating to State Employees' Retirement System, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **HCS HB 1306** was read the third time and passed by the following vote:

AYES: 131

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bringer
Brown 50	Bruns	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 110
Haywood	Hobbs	Hoskins	Hubbard	Hunter
Iceet	Jackson	Johnson 47	Jones	Kelly
Kingery	Kratky	Kraus	Lager	Lampe
Lembke	Liese	Lipke	Loehner	Marsh
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Nance	Nieves	Nolte	Oxford
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Wasson	Wells	Weter
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Mr Speaker				

NOES: 016

Baker 25	Bowman	Burnett	Donnelly	El-Amin
Harris 23	Hughes	Johnson 61	Jolly	LeVota
Lowe 44	Roorda	Storch	Walsh	Young
Zweifel				

PRESENT: 010

Brooks	George	Henke	Johnson 90	Kuessner
Low 39	Meadows	Myers	Walton	Whorton

ABSENT WITH LEAVE: 006

Bean	Boykins	Brown 30	Parker	Robinson
Spreng				

Speaker Pro Tem Bearden declared the bill passed.

HB 1491, relating to medical assistance, was taken up by Representative Walton.

On motion of Representative Walton, **HB 1491** was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Marsh	Parker
Robinson	Schaaf	Spreng		

Speaker Pro Tem Bearden declared the bill passed.

HB 998, relating to conveyance of property in Pettis County, was taken up by Representative Smith (118).

Representative Smith (118) offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Bill No. 998, Page 1, Section 1, Lines 2 & 3, by striking the following on said lines “Heart of Missouri Girls Scout Council” and inserting in lieu thereof the following “**Girl Scouts - Heart of Missouri Council, Inc.**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (118), **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Smith (118), **HB 998, as amended**, was read the third time and passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Boykins	Brown 30	Marsh	Parker
Robinson	Spreng			

Speaker Pro Tem Bearden declared the bill passed.

HCS HB 1101, relating to health insurance benefits, was taken up by Representative Schaaf.

On motion of Representative Schaaf, **HCS HB 1101** was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Bland	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Black	Boykins	Brown 30	Marsh
Parker	Robinson	Spreng		

Speaker Pro Tem Bearden declared the bill passed.

HB 1222, relating to special deputy coroners, was taken up by Representative Cooper (158).

On motion of Representative Cooper (158), **HB 1222** was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Baker 123	Bean	Boykins	Brown 30	Marsh
Parker	Robinson	Spreng		

Speaker Pro Tem Bearden declared the bill passed.

HB 1245, relating to school nurses, was taken up by Representative Sater.

On motion of Representative Sater, **HB 1245** was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Brown 50	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Bruns	Marsh
Parker	Robinson	Spreng		

Speaker Pro Tem Bearden declared the bill passed.

HCS HB 1333, relating to drainage districts, was taken up by Representative Black.

On motion of Representative Black, **HCS HB 1333** was read the third time and passed by the following vote:

AYES: 142

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Iceet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Oxford
Page	Parson	Pearce	Phillips	Pollock
Portwood	Quinn	Rector	Richard	Robb
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Young
Zweifel	Mr Speaker			

NOES: 013

Bogetto	Donnelly	Ervin	Harris 110	Kraus
Kuessner	Lager	Pratt	Roark	Smith 150
Tilley	Wells	Yates		

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Marsh	Nolte
Parker	Robinson	Spreng		

Speaker Pro Tem Bearden declared the bill passed.

HB 1358, relating to “Hepatitis C Awareness Day”, was taken up by Representative Portwood.

On motion of Representative Portwood, **HB 1358** was read the third time and passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Boykins	Brown 30	Marsh	Parker
Robinson	Spreng			

Speaker Pro Tem Bearden declared the bill passed.

HCS HB 1432, relating to probation and parole hearings, was taken up by Representative Moore.

On motion of Representative Moore, **HCS HB 1432** was read the third time and passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 002

George	Lowe 44
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ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Cooper 155	Marsh
Parker	Robinson	Spreng		

Speaker Pro Tem Bearden declared the bill passed.

HB 1437, relating to poison control, was taken up by Representative Threlkeld.

On motion of Representative Threlkeld, **HB 1437** was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 70
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Oxford	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Marsh	Myers
Parker	Robinson	Spren		

Speaker Pro Tem Bearden declared the bill passed.

HB 1601, relating to emergency medical treatment, was taken up by Representative Weter.

On motion of Representative Weter, **HB 1601** was read the third time and passed by the following vote:

AYES: 125

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Bringer	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86

Dake	Darrough	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	Liese
Lipke	Loehner	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parson
Pearce	Phillips	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Wagner	Wallace	Wasson	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Young	Mr Speaker

NOES: 030

Baker 25	Bland	Bowman	Brooks	Chappelle-Nadal
Curls	Daus	Donnelly	Frame	Fraser
George	Harris 23	Haywood	Hughes	Johnson 61
Johnson 90	LeVota	Low 39	Lowe 44	Pollock
Skaggs	Villa	Vogt	Walsh	Walton
Whorton	Witte	Wright-Jones	Yaeger	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Marsh	Myers
Parker	Robinson	Sprenge		

Speaker Pro Tem Bearden declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 124

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Bringer	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Dake	Darrough	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Lager	Lampe	Lembke	Lipke	Loehner
May	McGhee	Meadows	Meiners	Moore

Munzlinger	Muschany	Nance	Nieves	Nolte
Oxford	Page	Parson	Pearce	Phillips
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Wasson	Wells	Weter
Wildberger	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Young	Mr Speaker	

NOES: 030

Baker 25	Bland	Bowman	Brooks	Chappelle-Nadal
Curls	Daus	Donnelly	Frame	Fraser
George	Harris 23	Haywood	Hughes	Johnson 61
Johnson 90	Kuessner	LeVota	Liese	Low 39
Lowe 44	Pollock	Skaggs	Vogt	Walsh
Whorton	Witte	Wright-Jones	Yaeger	Zweifel

PRESENT: 001

Walton

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Marsh	Myers
Parker	Robinson	Spreng		

HB 1687, relating to donation of prescription drugs, was taken up by Representative Wright (137).

On motion of Representative Wright (137), **HB 1687** was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrouh	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 70
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners

Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Oxford	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Marsh	Myers
Parker	Robinson	Spreng		

Speaker Pro Tem Bearden declared the bill passed.

HB 1722, relating to park services, was taken up by Representative Sutherland.

On motion of Representative Sutherland, **HB 1722** was read the third time and passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Nance	Nieves	Nolte	Oxford
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl

Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 001

Hughes

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Bowman	Boykins	Brown 30	Marsh
Myers	Parker	Robinson	Spreng	

Speaker Pro Tem Bearden declared the bill passed.

HB 1732, relating to self-administered medications, was taken up by Representative Fraser.

On motion of Representative Fraser, **HB 1732** was read the third time and passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Oxford	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace

Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 001

Brooks

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Marsh	Myers
Parker	Robinson	Spreng		

Speaker Pro Tem Bearden declared the bill passed.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 2008 - Elementary and Secondary Education

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 1898 - Transportation

REFERRAL OF SENATE CONCURRENT RESOLUTION

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 30 - Rules

COMMITTEE REPORTS

Committee on Job Creation and Economic Development, Chairman Richard reporting:

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HB 1412**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1726**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1053**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1088**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1135**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1141**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1273 & 1136**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1382 & 1158**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1411**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1488**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1511**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1522**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1552**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1623**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1653**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1679**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1698, 1236, 995, 1362 & 1290**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS#2 HB 1703**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1707**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1710**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1711**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1746**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1787**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1936**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2036, introduced by Representatives Moore, Wright (137), Walton, Schoemehl, Hughes, Haywood, Portwood, Bowman, Parker, Wright-Jones, Boykins, Lampe, Cooper (158), Lembke, Bearden, Deeken, Day, Chinn, Cunningham (86), Black, Myers, Kingery, Tilley, Jones, Brown (50), Robb, Schlottach, Baker (123), Weter, Bivins, Stevenson, Quinn, Smith (14), Cooper (155), McGhee, Nolte, Hobbs, Yates, Sander, Pratt, Schneider, Cunningham (145), Faith, Low (39), Bogetto, Wood, Denison, Nance, Aull and Chappelle-Nadal, relating to the urban flight scholarship program.

HB 2037, introduced by Representatives Harris (23), Wildberger, Lampe, Roorda, Oxford, LeVota, Baker (25), Sanders Brooks and Kuessner, relating to analysis of legislative fiscal note projections.

HB 2038, introduced by Representatives Moore, Wright (137), Walton, Schoemehl, Hughes, Haywood, Portwood, Bowman, Parker, Wright-Jones, Boykins, Curls, Lampe, Cooper (158), Lembke, Bearden, Deeken, Day, Chinn, Cunningham (86), Black, Myers, Kelly, Kingery, Tilley, Jones, Dusenberg, Brown (50), Robb, Baker (123), Weter, Bivins, Stevenson, Quinn, Smith (14), Schlottach, Cooper (155), McGhee, Nolte, Sander, Pratt, Schneider, Cunningham (145), Faith, Low (39), Chappelle-Nadal, Bogetto, Denison, Fisher, Wallace, Nance, Hobbs and Aull, relating to educational services for elementary and secondary students.

HB 2039, introduced by Representative Cooper (120), relating to admission without examination.

HB 2040, introduced by Representatives Flook, Richard, Brown (50), Dougherty, Pollock, Pearce, Ervin, Bowman, Corcoran and Nolte, relating to economic development.

HB 2041, introduced by Representative Cooper (158), relating to county government.

HB 2042, introduced by Representative Bringer, relating to alcohol breath tests.

HB 2043, introduced by Representative Pratt, relating to alternative dispute resolution.

HB 2044, introduced by Representative Liese, relating to military license plates.

HB 2045, introduced by Representative Franz, relating to compensation of juvenile officers.

HB 2046, introduced by Representatives Franz and Sutherland, relating to salary schedules of county officials.

HB 2047, introduced by Representatives Stevenson, McGhee, Wilson (130), Smith (150), Icet, Emery, Baker (123), Kingery, Pratt, Ruestman, Wilson (119), Faith, Phillips, Bearden, Jetton, Wood, Day and Wright (159), relating to sexually-oriented businesses.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, March 28, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on the motion to third read and pass HB 1732 as recorded in the House Journal for Monday, March 27, 2006 showing that I voted “no” was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted “aye”. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 27th day of March 2006.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 27th day of March in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, March 28, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: HCR 33, SCS SB 744

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 28, 2006, Hearing Room 1 upon evening adjournment.

Executive session may follow.

Public hearings to be held on: HB 1467, HB 1672, HB 1729, HB 1924, HB 1942

ELECTIONS

Tuesday, March 28, 2006, 6:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 1900, HB 1631, HB 1955, HB 1875, HB 1982, SB 818

Executive session will be held on: HB 1489

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 29, 2006, 8:00 a.m. Hearing Room 3.

Executive session.

Public hearings to be held on: HB 1939, HB 2008

HIGHER EDUCATION

Tuesday, March 28, 2006, 12:00 p.m. Hearing Room 4.

Executive session will be held on: HB 1347, HB 1864

INSURANCE POLICY

Tuesday, March 28, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HB 1747, HB 1926, SB 837

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Thursday, March 30, 2006, 8:30 a.m. House Lounge.

Update from Department of Public Safety.

Briefing from Office of Administration on contracts process.

JUDICIARY

Tuesday, March 28, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 1944

LOCAL GOVERNMENT

Thursday, March 30, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: SCS SB 751, SCS SB 802, SB 809, SCS SB 932, SB 893, SB 936

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 29, 2006, 12:00 p.m. Hearing Room 1.

Public hearings to be held on: HB 1545, HB 1884, HB 1885, SB 819, SB 828, SCS SB 749, SCS SB 934

Executive session may be held on: HB 1260, HB 1553, HB 1700, HB 1884, HB 1885

RULES

Tuesday, March 28, 2006, Hearing Room 3 upon afternoon adjournment.

Executive session may follow.

Public hearing to be held on: SCR 30

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, March 28, 2006, Hearing Room 3 upon afternoon adjournment.

Public hearings to be held on: HCS HB 1162, HCS HB 1534, HB 1905, HCS HB 1581, HCS HB 1092, HCS HB 1322, HCS HB 1837, HCS HB 1660 & 1269

SPECIAL COMMITTEE ON AGRI-BUSINESS

Tuesday, March 28, 2006, Hearing Room 4 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HCR 30, HB 1969, HB 1970, SCS SB 773

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, March 28, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1685, HB 1753, HB 1801

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, March 28, 2006, 8:45 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1115, HB 1223, HB 1243, HB 1705, HB 1850, HJR 46

SPECIAL COMMITTEE ON GENERAL LAWS

Wednesday, March 29, 2006, 8:45 a.m. Hearing Room 4.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1115, HB 1223, HB 1243, HB 1705, HB 1850, HB 1814, HJR 46

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, March 29, 2006, 5:00 p.m. Hearing Room 6.

Executive session may be held.

Public hearings to be held on: HB 1580, HB 1977, SB 648

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, March 28, 2006, 8:00 a.m. Hearing Room 1.

Possible Executive session

Public hearing to be held on: SB 644

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, March 29, 2006, Hearing Room 4 upon afternoon adjournment.

Public hearing to be held on: SB 906

Executive session will be held on: HB 1536, HB 1505

TRANSPORTATION

Wednesday, March 29, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1907, HB 1998, SB 840, SB 908, SCS SBs 1001, 896 & 761

TRANSPORTATION

Wednesday, March 29, 2006, Hearing Room 1 upon morning recess.

Public hearing to be held on: HB 1674

UTILITIES

Wednesday, March 29, 2006, Hearing Room 5 Noon or upon morning recess, whichever is later.

There may be an Executive session.

Public hearings to be held on: SB 558, SB 559, SCS SB 915

VETERANS

Wednesday, March 29, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: SB 561, SCS SBs 701 & 948

HOUSE CALENDAR

FORTY-FIFTH DAY, TUESDAY, MARCH 28, 2006

HOUSE BILLS FOR SECOND READING

HB 2036 through HB 2047

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden
- 4 HJR 43 - Dethrow

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1380 - St. Onge
- 2 HCS HB 1485 - Icet
- 3 HCS HB 1026 - Rucker
- 4 HB 1302 - Cooper (155)
- 5 HCS HB 1305 - Smith (118)
- 6 HB 994 - Dusenberg

- 7 HCS HB 1151 - Cunningham (86)
- 8 HCS HB 1317 - Lipke
- 9 HCS HB 1349 - Loehner
- 10 HCS HB 974 - Davis
- 11 HB 1521 - Richard
- 12 HCS HB 1532 - Lembke
- 13 HB 1498 - Dethrow (4 hours debate on Perfection)
- 14 HCS HB 1632 - Cooper (120)
- 15 HB 1827 - Wasson
- 16 HCS HB 1075 - Davis (150 minutes debate on Perfection)
- 17 HCS HB 1461, 1375, 1110 & 1103 - Ruestman (3 hours debate on Perfection)
- 18 HB 1065 - Tilley
- 19 HCS HB 1182 - Stevenson
- 20 HCS HB 1270 & 1027 - Behnen
- 21 HCS HB 1030, 1033, 1146, 1225 & 1326 - Johnson (47) (3 hours debate on Perfection)
- 22 HB 1071 - Phillips
- 23 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 24 HB 1865 - Bearden
- 25 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 26 HCS HB 1397 - Pratt
- 27 HCS HB 1482 - Jackson
- 28 HB 1619 - Sutherland
- 29 HCS HB 1620 - Sutherland

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(3/15/06)

- 1 HCS HB 977 - Whorton
- 2 HCS HB 1059 - Cunningham (86)
- 3 HB 1192 - Smith (118)
- 4 HCS HB 1244 - Ruestman
- 5 HCS HB 1256 - Haywood
- 6 HCS HB 1440 - Sutherland
- 7 HB 1446 - Whorton
- 8 HCS HB 1449 - Wright (159)
- 9 HB 1494 - Emery
- 10 HCS HB 1508 - Bruns
- 11 HB 1509 - Bruns
- 12 HCS HB 1515 - Behnen
- 13 HCS HB 1551 - Tilley

- 14 HB 1715 - Pratt
- 15 HCS HB 1759 - Wasson
- 16 HB 1833 - Wood
- 17 HB 1857 - Lipke

(3/27/06)

- 1 HCS HB 1037 - Sander
- 2 HCS HB 1045, 1152, 1267 & 1634 - Wells
- 3 HCS HB 1099 - Schaaf
- 4 HB 1144 - May
- 5 HCS HB 1149 - Bivins
- 6 HB 1477 - Schaaf
- 7 HB 1504 - Yates
- 8 HB 1577 - Pollock
- 9 HCS HB 1617 & 1374 - McGhee
- 10 HCS HB 1739 - Dusenberg
- 11 HCS HB 1762 - Wilson (119)
- 12 HB 1858 - Lipke
- 13 HB 1988 - Wagner

(3/28/06)

- 1 HCS HB 1053 - Jolly
- 2 HB 1088 - Schaaf
- 3 HCS HB 1135 - Nance
- 4 HCS HB 1382 & 1158 - Kraus
- 5 HB 1411 - Smith (150)
- 6 HB 1488 - Roorda
- 7 HCS HB 1511 - Lager
- 8 HB 1522 - Sander
- 9 HCS HB 1552 - Brown (50)
- 10 HB 1623 - St. Onge
- 11 HB 1653 - Walton
- 12 HCS HB 1679 - Johnson (90)
- 13 HCS#2 HB 1703 - Yates
- 14 HB 1707 - Dusenberg
- 15 HCS HB 1710 - Robb
- 16 HCS HB 1711 - Robb
- 17 HCS HB 1746 - Day
- 18 HCS HB 1787 - Jackson
- 19 HB 1936 - Tilley

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 4, (3-02-06, Pages 383-384) - Bruns

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1145, 1359 & 1121, (Fiscal Review 3-09-06) - Portwood
- 2 HCS HB 1275 - Baker (123)

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HCS HB 1180 - Corcoran
- 2 HCS HB 1339 - Wood
- 3 HB 1392 - Behnen
- 4 HCS HB 1559 - Cunningham (86)

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HCS HB 1100 - Schaaf

HOUSE CONCURRENT RESOLUTION

HCR 25, (3-13-06, Pages 514-515) - Bowman

HOUSE CONCURRENT RESOLUTION - INFORMAL

HCR 13, (2-15-06, Pages 255-256) - Sater

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FORTY-FIFTH DAY, TUESDAY, MARCH 28, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

O Lord, You have probed me and You know me;
You know when I sit and when I stand;
You understand my thoughts from afar.
My journeys and my rest You scrutinize,
With all my ways You are familiar,
Even before a word is on my tongue,
Behold, O Lord, You know the whole of it.
(*Psalm 139:1-4*)

Holy God, we thank You for these words of Psalm 139, which tell us how personally You know us and care about us. They remind us as well that we are responsible to You as we think through and speak of the issues before us today. By Your grace and Your gift of wisdom, empower us to be simultaneously loyal to those we serve and faithful to You, who are our God forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Samantha Miller, Caden Baur, Kyle Strege, Casey Wilson, Kelsey Brandes, Andrew Orty, Marie Echelmeier, Reid Echelmeier, Ben Echelmeier, Kenny Parks, Brittany Parks, Taylor Sullivan, Lauren Sullivan, Emma Wilson, Miranda Freeman, Benjamin Collins Smith, Andrew McNew-Stewart, Jacob McNew-Stewart, Paige Lenk, Andrew Cloyd, Zachary Lenk, Cassie Lenk, Julianna Katherine Smith, Jessica Marie Smith and Suzie Feakes.

The Journal of the forty-fourth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1484 - Representative Page
House Resolution No. 1485 - Representative Fisher
House Resolution No. 1486 - Representative Dethrow

House Resolution No. 1487
and
House Resolution No. 1488 - Representative Aull
House Resolution No. 1489
through
House Resolution No. 1493 - Representative Lager
House Resolution No. 1494
and
House Resolution No. 1495 - Representatives Wallace and Wood

SECOND READING OF HOUSE BILLS

HB 2036 through **HB 2047** were read the second time.

Speaker Jetton assumed the Chair.

PERFECTION OF HOUSE BILLS

HCS HB 1380, relating to a public-private partnership, was taken up by Representative St. Onge.

Speaker Pro Tem Bearden resumed the Chair.

Representative St. Onge offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1380, Page 4, Section 227.612, Line 1, by inserting immediately after the word, "**227.612.**", the following "**1.**"; and

Further amend said bill, page, and section, Line 7, by inserting immediately after said line, the following:

"2. To promote and support the objectives of the United States of America's foreign policy regarding terrorism, the commission shall establish, prior to the receipt and review of any request for approval or response to a request for proposal, a policy that prohibits a private partner from being eligible to enter into an interim or comprehensive agreement with the commission to finance, develop and/or operate the project if such private partner, its subsidiaries or affiliated entities, are known to sponsor terrorism or aid the government of countries that are known to sponsor terrorism."

On motion of Representative St. Onge, **House Amendment No. 1** was adopted.

HCS HB 1380, as amended, was placed on the Informal Calendar.

HB 1521, relating to business use incentives, was taken up by Representative Richard.

On motion of Representative Richard, **HB 1521** was ordered perfected and printed.

HCS HB 1532, relating to the vehicle emissions inspection program, was taken up by Representative Lembke.

Representative Lembke offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1532, Page 9, Section 643.303, Line 45, by inserting after all of said line the following:

"Prior to January 1, 2007, the department of natural resources shall issue a report to the general assembly and the governor regarding the progress of implementing the decentralized emissions inspection program. The report shall include, but not be limited to, a summary describing how many inspection stations or individuals the department expects to participate in the program and how many inspection stations or individuals will be qualified by September 1, 2007, to conduct such emissions inspections."; and

Further amend said bill, Page 10, Section 643.303, Line 49, by inserting after all of said line the following:

"6. The decentralized emissions inspection program may include a gas cap pressure test and a visual inspection component, and such tests may be included as part of the motor vehicle safety inspection test under section 307.350, RSMo."; and

Further amend said bill, Page 10, Section 643.303, Line 50, by deleting the number "6." and inserting in lieu thereof the number "7."; and

Further amend said bill, Page 10, Section 643.303, Line 53, by deleting the number "7." and inserting in lieu thereof the number "8."; and

Further amend said bill, Page 10, Section 643.303, Line 56, by deleting the number "8." and inserting in lieu thereof the number "9."; and

Further amend said bill, Page 10, Section 643.303, Line 64, by inserting after all of said line the following:

"10. Prior to September 1, 2007, the department of natural resources shall actively promote participation in the decentralized emissions inspection program among qualified motor vehicle dealers, service stations, and other individuals. After the implementation of the decentralized emission inspection program, the department shall monitor participation in such program. In determining whether there are a sufficient number of individuals conducting motor vehicle emission inspections under the decentralized program, the department shall attempt to ensure, through promotional efforts, that no more than twenty percent of all persons residing in the affected nonattainment area reside farther than five miles from the nearest inspection station."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Lembke, **House Amendment No. 1** was adopted.

HCS HB 1532, as amended, was laid over.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Bearden.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Owen Gober, Emma Gober, Nathen Gober and Melinda Rinne.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1496	-	Representative Wood
House Resolution No. 1497		
through		
House Resolution No. 1499	-	Representative Cooper (158)
House Resolution No. 1500		
through		
House Resolution No. 1504	-	Representative Lager
House Resolution No. 1505	-	Representative Sater
House Resolution No. 1506	-	Representative Rupp
House Resolution No. 1507	-	Representatives Kelly and Nance
House Resolution No. 1508		
through		
House Resolution No. 1522	-	Representative Whorton
House Resolution No. 1523	-	Representatives Sutherland and Nance
House Resolution No. 1524		
through		
House Resolution No. 1537	-	Representative Jackson
House Resolution No. 1538	-	Representatives Cunningham (145) and Day
House Resolution No. 1539	-	Representative Day
House Resolution No. 1540	-	Representative Kingery
House Resolution No. 1541		
through		
House Resolution No. 1554	-	Representative Hobbs
House Resolution No. 1555		
through		
House Resolution No. 1557	-	Representative Nolte
House Resolution No. 1558		
through		
House Resolution No. 1560	-	Representative Bringer
House Resolution No. 1561		
and		
House Resolution No. 1562	-	Representative Cooper (158)

PERFECTION OF HOUSE BILL

HCS HB 1532, as amended, relating to the vehicle emissions inspection program, was again taken up by Representative Lembke.

Representative St. Onge assumed the Chair.

Representative Lembke offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1532, Page 17, Section 643.315, Line 50, by deleting the words "**seven thousand five hundred**" and inserting in lieu thereof the words "**six thousand**"; and

Further amend said bill, Page 17, Section 643.315, Lines 57 and 58, by deleting all of said lines and inserting in lieu thereof the following:

"(10) New motor vehicles that have not been previously titled and registered, for the four-year period following their model year of manufacture, provided the odometer reading for such motor vehicles are under forty thousand miles at their first required biennial safety inspection conducted under sections 307.350 to 307.390, RSMo; otherwise such motor vehicles shall be subject to the emissions inspection requirements of subsection 1 of this section during the same period that the biennial safety inspection is conducted; and"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Lembke, **House Amendment No. 2** was adopted.

Representative Lembke offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1532, Page 20, Section 643.335, Line 5, by inserting an opening bracket "[" after the word "dollars" and deleting the opening bracket "[" before the word "On"; and

Further amend said bill, Pages 21 and 22, Section 643.336, Lines 1 to 11, by deleting all of said lines and inserting in lieu thereof the following:

"7. Notwithstanding subsection 1 of this section, the waiver amount for an owner that performs repair work on his or her own vehicle shall be four hundred dollars, provided that the cost of the parts utilized by the owner to perform the repair is equal to or greater than four hundred dollars. The types of parts that shall account toward the waiver amount described in this subsection shall include only emission control components described in 40 CFR Section 51.360, as amended. The cost for labor performed by the owner shall not count toward the waiver limit. The commission shall establish, by rule, a waiver form for repair work performed by a vehicle owner. Such form shall include, but not be limited to:

(1) A statement signed by the owner that the owner expended a minimum of four hundred dollars on qualified emission control components and that the owner installed such components; and

(2) A statement signed by the commission or its designee that an inspection of the vehicle verified, to the extent practical, that the qualified components were installed.

The owner also shall submit all original receipts for emission-related parts.

8. The commission may establish, by rule, a waiver amount which may be lower for owners who provide reasonable and reliable proof to the commission that the owner is financially dependant solely on state and federal

disability benefits and other public assistance programs. Such proof shall be submitted to the commission thirty calendar days prior to each subsequent emissions inspection before the lowered waiver amount is allowed. For the purposes of this section, "reasonable and reliable proof" shall mean government issued documentation providing explanation of said customer's disability and financial assistance with regard to personal income."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Lembke, **House Amendment No. 3** was adopted.

Representative Lembke offered **House Amendment No. 4**.

House Amendment No. 4.

AMEND House Committee Substitute for House Bill No. 1532, Section 643.303, Pages 9-10, Lines 46-49, by deleting all of said lines, and renumbering the remaining subsections accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lembke, **House Amendment No. 4** was adopted.

Representative Frame offered **House Amendment No. 5**.

Speaker Pro Tem Bearden resumed the Chair.

Representative Flook raised a point of order that **House Amendment No. 5** violates Rule 45(d).

The Chair ruled the point of order well taken.

Representative St. Onge resumed the Chair.

On motion of Representative Lembke, **HCS HB 1532, as amended**, was adopted.

On motion of Representative Lembke, **HCS HB 1532, as amended**, was ordered perfected and printed.

Speaker Pro Tem Bearden resumed the Chair.

PERFECTION OF HOUSE BILL - INFORMAL

HCS HB 1380, as amended, relating to a public-private partnership, was again taken up by Representative St. Onge.

On motion of Representative St. Onge, **HCS HB 1380, as amended**, was adopted.

On motion of Representative St. Onge, **HCS HB 1380, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 1026, relating to funeral protests, was taken up by Representative Rucker.

On motion of Representative Rucker, **HCS HB 1026** was adopted.

On motion of Representative Rucker, **HCS HB 1026** was ordered perfected and printed.

HB 1302, relating to watercraft registration fees, was taken up by Representative Cooper (155).

Representative Cooper (155) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1302, Section 306.185, Page 4, Line 6, by inserting the word, "**personnel**" in lieu of the word, "**personal**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cooper (155), **House Amendment No. 1** was adopted.

Representative Parson assumed the Chair.

On motion of Representative Cooper (155), **HB 1302, as amended**, was ordered perfected and printed.

HCS HB 1317, relating to crime victim's rights, was taken up by Representative Lipke.

Representative Baker (25) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1317, Section 217.439, Page 1, Line 1, by inserting immediately before said line the following:

"191.225. 1. The department of health and senior services shall make payments to [hospitals and physicians] **appropriate medical providers**, out of appropriations made for that purpose, to cover the [cost] **charges** of the [medical] **forensic** examination [not covered by insurance, Medicare or Medicaid] of persons who may be a victim of [the crime of rape as defined in section 566.030, RSMo, or a victim of a crime as defined in chapter 566, RSMo, or sections 568.020, 568.050, 568.060, 568.080, 568.090, 568.110, and 568.175, RSMo,] **a sexual offense or crime if:**

- (1) The victim or the victim's guardian consents in writing to the examination;
- (2) The report of the examination is made on a form approved by the attorney general with the advice of the department of health and senior services; and
- (3) The report of the examination is filed [by the victim] with the prosecuting attorney of the county in which the alleged incident occurred.

The appropriate medical provider shall file the report of the examination within seventy-two hours of completion of the forensic exam.

2. A minor may consent to examination under this section. Such consent is not subject to disaffirmance because of minority, and consent of parent or guardian of the minor is not required for such examination. The [hospital or physician] **appropriate medical provider** making the examination shall give written notice to the parent or guardian of a minor that such an examination has taken place.

3. The attorney general, with the advice of the department of health and senior services, shall develop the forms and procedures for gathering evidence **during the forensic examination** under the provisions of this section.[and shall furnish every hospital and physician in this state with copies of such forms and procedures.

4. Reasonable hospital and physician] **The department of health and senior services shall develop a checklist for appropriate medical providers to refer to while providing medical treatment to victims of a sexual offense or crime.**

4. Evidentiary collection kits shall be developed and made available, subject to appropriation, to appropriate medical providers by the highway patrol or its designees and eligible crime laboratories. Such kits shall be distributed with the forms and procedures for gathering evidence during forensic examinations of victims of a sexual offense or crime to appropriate medical providers upon request of the provider, in the amount requested, and at no charge to the medical provider. All appropriate medical providers shall, with the consent of the victim, perform a forensic examination using the evidentiary collection kit and forms and procedures for gathering evidence and administer medical treatment following the checklist for any person presenting as a victim of a sexual offense.

5. All appropriate medical provider charges for eligible forensic examinations shall be billed to and paid by the department of health and senior services. No appropriate medical provider conducting forensic examinations and providing medical treatment to victims of sexual offenses shall charge the victim for the forensic examination. For appropriate medical provider charges related to the medical treatment of victims of sexual offenses:

(1) If the victim is an eligible claimant under the crime victims' compensation fund, the appropriate medical provider shall seek compensation under sections 595.010 to 595.075, RSMo.

6. For purposes of this section, the following terms mean:

(1) "Appropriate medical provider", any licensed nurse, physician, or physician assistant, and any institution employing licensed nurses, physicians, and/or physician assistants; provided that such licensed professionals are the only persons at such institution to perform tasks under the provisions of this section;

(2) "Evidentiary collection kit", a kit used during a forensic examination that includes materials necessary for appropriate medical providers to gather evidence in accordance with the forms and procedures developed by the attorney general for forensic examinations;

(3) "Forensic examination", an examination performed by an appropriate medical provider on a victim of an alleged sexual offense or crime to gather evidence for the evidentiary collection kit;

(4) "Medical treatment", the treatment of all injuries and health concerns resulting directly from a patient's sexual assault or victimization."; and

Further amend said section, said page, Line 3, by inserting immediately after said line the following:

“595.030. 1. No compensation shall be paid unless the claimant has incurred an out-of-pocket loss of at least fifty dollars or has lost two continuous weeks of earnings or support from gainful employment. "Out-of-pocket loss" shall mean unreimbursed or unreimbursable expenses or indebtedness reasonably incurred for medical care or other services, including psychiatric, psychological or counseling expenses, necessary as a result of the crime upon which the claim is based, except that the amount paid for psychiatric, psychological or counseling expenses per eligible claim shall not exceed two thousand five hundred dollars.

2. No compensation shall be paid unless the division of workers' compensation finds that a crime was committed, that such crime directly resulted in personal physical injury to, or the death of, the victim, and that police records show that such crime was promptly reported to the proper authorities. In no case may compensation be paid if the police records show that such report was made more than [forty-eight] **seventy-two** hours after the occurrence of such crime, unless the division of workers' compensation finds that the report to the police was delayed for good cause. If the victim is under eighteen years of age such report may be made by the victim's parent, guardian or custodian; by a physician, a nurse, or hospital emergency room personnel; by the division of family services personnel; or by any other member of the victim's family. **In the case of a sexual offense or crime, filing a report of the offense or crime to the proper authorities shall include, but not be limited to, the filing of the report of the forensic examination by the appropriate medical provider, as defined in section 191.225, RSMo, with the prosecuting attorney of the county in which the alleged incident occurred.**

3. No compensation shall be paid for medical care if the service provider is not a medical provider as that term is defined in section 595.027, and the individual providing the medical care is not licensed by the state of Missouri or the state in which the medical care is provided.

4. No compensation shall be paid for psychiatric treatment or other counseling services, including psychotherapy, unless the service provider is a:

(1) Physician licensed pursuant to chapter 334, RSMo, or licensed to practice medicine in the state in which the service is provided;

(2) Psychologist licensed pursuant to chapter 337, RSMo, or licensed to practice psychology in the state in which the service is provided;

(3) Clinical social worker licensed pursuant to chapter 337, RSMo; or

(4) Professional counselor licensed pursuant to chapter 337, RSMo.

5. Any compensation paid pursuant to sections 595.010 to 595.075 for death or personal injury shall be in an amount not exceeding out-of-pocket loss, together with loss of earnings or support from gainful employment, not to exceed two hundred dollars per week, resulting from such injury or death. In the event of death of the victim, an award may be made for reasonable and necessary expenses actually incurred for preparation and burial not to exceed five thousand dollars.

6. Any compensation for loss of earnings or support from gainful employment shall be in an amount equal to the actual loss sustained not to exceed two hundred dollars per week; provided, however, that no award pursuant to sections 595.010 to 595.075 shall exceed twenty-five thousand dollars. If two or more persons are entitled to compensation as a result of the death of a person which is the direct result of a crime or in the case of a sexual assault, the compensation shall be apportioned by the division of workers' compensation among the claimants in proportion to their loss.

7. The method and timing of the payment of any compensation pursuant to sections 595.010 to 595.075 shall be determined by the division.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker (25), **House Amendment No. 1** was adopted.

Speaker Pro Tem Bearden resumed the Chair.

HCS HB 1317, as amended, was placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 1180, relating to student transportation, was taken up by Representative Corcoran.

On motion of Representative Corcoran, **HCS HB 1180** was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke

Hoskins	Hubbard	Hughes	Hunter	Iceet
Jackson	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Brown 50	Hobbs	Johnson 47
Marsh				

Speaker Pro Tem Bearden declared the bill passed.

HCS HB 1339, relating to real estate brokers, was taken up by Representative Wood.

On motion of Representative Wood, **HCS HB 1339** was read the third time and passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Bruns	Burnett
Casey	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fisher	Flook	Frame	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Iceet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	May
McGhee	Meadows	Meiners	Moore	Munzlinger

Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 008

Bivins	Chinn	Daus	Fares	Franz
Fraser	Lowe 44	Schneider		

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Brown 50	Marsh	Rupp
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Speaker Pro Tem Bearden declared the bill passed.

HB 1392, relating to dental hygiene services, was taken up by Representative Behnen.

On motion of Representative Behnen, **HB 1392** was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark

Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Brown 50	Marsh	Rupp
Wright 137				

Speaker Pro Tem Bearden declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 34 - Conservation and Natural Resources

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1974 - Job Creation and Economic Development

HB 2034 - Ways and Means

HB 2040 - Job Creation and Economic Development

HB 2047 - Local Government

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Myers reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1441**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Conservation and Natural Resources, Chairman Hobbs reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1761**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Ways and Means, Chairman Sutherland reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1677**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1092**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1162**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1322**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1534**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1581**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1660 & 1269**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1837**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1905**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCR 30**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND Senate Concurrent Resolution No. 30, Journal Page 633, Line 13, by inserting after said line the following:

"BE IT FURTHER RESOLVED that the Missouri Department of Conservation and the Missouri Department of Natural Resources are requested to support the removal of boat dock provisions from the Shoreline Management Program proposed by AmerenUE as it is not the regulatory responsibility of either agency, and further acknowledging the protection of private property rights is important to all Missourians as well as all state agencies;" and

Further amend said bill amending the title, enacting clause, and intersectional references accordingly.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 43, introduced by Representative Vogt, relating to the declaration of Bruce Sutter Day in Missouri.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2048, introduced by Representatives Loehner, May and Schlottach, relating to the tasting of alcohol.

HB 2049, introduced by Representative Hunter, relating to wholesale distributors of prescription drugs.

HB 2050, introduced by Representative Wasson, relating to the licensing of fire sprinkler installers.

HB 2051, introduced by Representative Wasson, relating to licensure of clinical laboratory science personnel.

HB 2052, introduced by Representative Roorda, relating to neighborhood improvement districts.

HB 2053, introduced by Representative Rector, relating to telecommunications companies.

HB 2054, introduced by Representative Bland, relating to alternative education programs.

HB 2055, introduced by Representative Lampe, relating to membership on the board of regents.

HB 2056, introduced by Representative Yates, relating to election of school board members in certain urban districts.

HB 2057, introduced by Representative Sutherland, relating to county recorders.

HB 2058, introduced by Representatives Frame, Bogetto, Schoemehl, Kuessner, Dougherty, Villa, Wagner, Swinger, Harris (110), Casey, Dake and Meadows, relating to property taxation.

HB 2059, introduced by Representatives Lampe, Storch, Low (39), Bogetto, Robinson, Aull, Oxford, Roorda, Salva, Schoemehl, Wildberger, Corcoran, Donnelly, Rucker, Baker (25), Witte, Swinger, Kuessner, Villa, Young, Fraser, Burnett, LeVota, Skaggs, Jolly, Johnson (90) and Wright-Jones, relating to state aid for schools.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 582**, entitled:

An act to repeal section 92.086, RSMo, and to enact in lieu thereof one new section relating to municipal taxation of telecommunication, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 697**, entitled:

An act to repeal sections 301.550 and 301.560, RSMo, and to enact in lieu thereof two new sections relating to the sole purpose of exempting dealers who sell emergency vehicles from certain dealer licensure requirements.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 725**, entitled:

An act to repeal section 311.325, RSMo, and to enact in lieu thereof one new section relating to culinary students who taste, but do not consume, certain alcoholic beverages for instructional purposes, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 726**, entitled:

An act to repeal sections 115.315 and 115.327, RSMo, and to enact in lieu thereof two new sections relating to formation of a new political party.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 756**, entitled:

An act to repeal sections 334.706, 334.708, 334.715, and 334.721, RSMo, and to enact in lieu thereof four new sections relating to licensure of athletic trainers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 769**, entitled:

An act to amend chapter 165, RSMo, by adding thereto one new section relating to authorization of additional fund transfers for school districts meeting certain qualifications, with a termination date and an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 785**, entitled:

An act to amend chapter 221, RSMo, by adding thereto one new section relating to duties of jailers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 804**, entitled:

An act to repeal section 506.150, RSMo, and to enact in lieu thereof one new section relating to service of summons and petitions in civil actions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 834**, entitled:

An act to repeal sections 162.700, 162.950, 162.955, 162.961, and 167.020, RSMo, and to enact in lieu thereof four new sections relating to special education, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 845**, entitled:

An act to repeal section 351.488, RSMo, and to enact in lieu thereof one new section relating to corporate dissolution due to military service.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 870**, entitled:

An act to repeal sections 37.200, 37.205, 37.210, 37.215, 37.220, 37.225, 37.230, 57.290, 143.183, 211.393, 221.105, 550.190, 550.200, 550.210, 550.220, 550.230, and 550.260, RSMo, and to enact in lieu thereof seventeen new sections relating to the transfer of existing appropriation payments in the office of administration, with a penalty provision and an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 878**, entitled:

An act to repeal section 210.482, RSMo, and to enact in lieu thereof one new section relating to child protection.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 884**, entitled:

An act to repeal section 99.845, RSMo, and to enact in lieu thereof one new section relating to the sole purpose of excluding a sales tax imposed by Jackson County for sports stadium improvement from economic activity tax revenues for tax increment finance projects.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 931**, entitled:

An act to repeal section 238.216, RSMo, and to enact in lieu thereof one new section relating to the election of directors for transportation development districts.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 947**, entitled:

An act to amend chapter 161, RSMo, by adding thereto one new section relating to early childhood education.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 951**, entitled:

An act to repeal section 302.341, RSMo, and to enact in lieu thereof one new section relating to revenues generated by moving traffic violations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 952**, entitled:

An act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of a memorial bridge.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 968**, entitled:

An act to repeal sections 320.200, 320.271, 320.300, and 320.310, RSMo, and to enact in lieu thereof four new sections relating to fire protection.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 974**, entitled:

An act to repeal section 633.032, RSMo, and to enact in lieu thereof one new section relating to mental health waitlists for services.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 977**, entitled:

An act to repeal section 590.190, RSMo, and to enact in lieu thereof one new section relating to the POST commission.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 980**, entitled:

An act to repeal sections 335.212 and 335.233, RSMo, and to enact in lieu thereof two new sections relating to nursing student loan program.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 981**, entitled:

An act to repeal section 43.060, RSMo, and to enact in lieu thereof one new section relating to the highway patrol.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1004**, entitled:

An act to repeal section 160.930, RSMo, and to enact in lieu thereof one new section relating to the sunset provision of the first steps program.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1008**, entitled:

An act to amend chapter 620, RSMo, by adding thereto one new section relating to the governor's advisory council on agricultural science and technology.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1016**, entitled:

An act to repeal section 137.390, RSMo, and to enact in lieu thereof one new section relating to determination of tax rates for county commissions, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1020**, entitled:

An act to amend chapter 414, RSMo, by adding thereto one new section relating to requirements for installers and manufacturers of fuel storage tanks.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1026**, entitled:

An act to repeal sections 42.014 and 42.015, RSMo, and to enact in lieu thereof two new sections relating to veterans' programs.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1039**, entitled:

An act to repeal section 226.030, RSMo, and to enact in lieu thereof one new section relating to eliminating the annual state of the state transportation address.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1045**, entitled:

An act to repeal section 516.090, RSMo, and to enact in lieu thereof one new section relating to the statute of limitations for certain actions involving land held by a public utility.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1048**, entitled:

An act to repeal section 301.140, RSMo, and to enact in lieu thereof one new section relating to refund of motor vehicle registration fees.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1056**, entitled:

An act to repeal section 67.1545, RSMo, and to enact in lieu thereof one new section relating to community improvement districts.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1059**, entitled:

An act to amend chapter 227, RSMo, by adding thereto one new section relating to designation of a memorial highway.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1060**, entitled:

An act to repeal sections 143.1004 and 143.1005, RSMo, and to enact in lieu thereof two new sections relating to contribution designations for certain funds on state income tax return forms.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1084**, entitled:

An act to repeal section 208.631, RSMo, and to enact in lieu thereof one new section relating to the sunset provision of the healthcare for uninsured children program.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1085**, entitled:

An act to repeal section 167.627, RSMo, and to enact in lieu thereto one new section relating to students self-administering medication.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1124**, entitled:

An act to repeal sections 334.660, 337.510, and 337.615, RSMo, and to enact in lieu thereof three new sections relating to licensing of certain professionals.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1139**, entitled:

An act to amend chapter 227, RSMo, by adding thereto one new section relating to the Sergeant William McEntee Memorial highway.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1146**, entitled:

An act to repeal sections 536.010 and 536.100, RSMo, and to enact in lieu thereof two new sections relating to administrative procedure and review.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1165**, entitled:

An act to repeal section 644.054, RSMo, and to enact in lieu thereof one new section relating to water pollution control fees.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1189**, entitled:

An act to amend chapter 161, RSMo, by adding thereto one new section relating to the holocaust education and awareness commission.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1208**, entitled:

An act to repeal section 351.090, RSMo, and to enact in lieu thereof one new section relating to amendments to articles of incorporation for corporations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1221**, entitled:

An act to repeal section 570.040, RSMo, and to enact in lieu thereof one new section relating to stealing, with penalty provisions.

In which the concurrence of the House is respectfully requested. March 28, 2006

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1247**, entitled:

An act to repeal section 303.415, RSMo, and to enact in lieu thereof one new section relating to extending the sunset clause on the motorist insurance identification database program, with an expiration date.

In which the concurrence of the House is respectfully requested.

WITHDRAWAL OF HOUSE BILL

March 27, 2006

Steve Davis, Chief Clerk
MO House of Representatives
State Capitol Building
Room 306C
Jefferson City, MO 65101

Re: Withdrawal of **House Bill No. 1965**

Dear Steve:

I am requesting, upon advice from a certified public accountant, that the above referenced bill allowing Missouri taxpayers to receive a tax deduction for contributions to health savings accounts without itemizing their deductions be withdrawn. This bill would not accomplish the deductions that were set forth.

No legislation is needed at this time for a standard deduction for a health savings account. Please withdraw this bill at your earliest convenience.

Best regards,

/s/ David Sater
68th District

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, March 29, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Barbara Fraser, District 83, hereby state and affirm that my vote as recorded on the motion to third read and pass HB 1339 as recorded in the House Journal for Tuesday, March 28, 2006 showing that I voted "no" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 28th day of March, 2006.

/s/ Barbara Fraser
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 28th day of March in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 29, 2006, 6:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HCR 34, HB 1556

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 29, 2006, 8:00 a.m. Hearing Room 3.

Executive session.

Public hearings to be held on: HB 1939, HB 2008

FISCAL REVIEW

Wednesday, March 29, 2006, House Gallery south side upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HCS HB 1145, 1359 & 1121

HEALTH CARE POLICY

Thursday, March 30, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1089, HB 1106, HB 1327

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, March 29, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1974, HB 2040, SB 645

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Thursday, March 30, 2006, 8:30 a.m. House Lounge.

Update from Department of Public Safety.

Briefing from Office of Administration on contracts process.

LOCAL GOVERNMENT

Thursday, March 30, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: SCS SB 751, SCS SB 802, SB 809, SCS SB 932, SB 893, SB 936

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 29, 2006, 12:00 p.m. Hearing Room 1.

Public hearings to be held on: HB 1545, HB 1884, HB 1885, SB 819, SB 828, SCS SB 749, SCS SB 934

Executive session may be held on: HB 1260, HB 1553, HB 1700, HB 1884, HB 1885

SENIOR CITIZEN ADVOCACY

Thursday, March 30, 2006, 8:15 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1407, SCS SB 630

SPECIAL COMMITTEE ON GENERAL LAWS

Wednesday, March 29, 2006, 8:45 a.m. Hearing Room 4.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1115, HB 1223, HB 1243, HB 1705, HB 1850, HB 1814, HJR 46

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, March 29, 2006, 5:00 p.m. Hearing Room 6.

Executive session may be held.

Public hearings to be held on: HB 1580, HB 1977, SB 648

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, March 29, 2006, Hearing Room 4 upon afternoon adjournment.

Public hearing to be held on: SB 906

Executive session will be held on: HB 1536, HB 1505

TRANSPORTATION

Wednesday, March 29, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1907, HB 1998, SB 840,
SB 908, SCS SBs 1001, 896 & 761

TRANSPORTATION

Wednesday, March 29, 2006, Hearing Room 7 upon morning recess.

Public hearing to be held on: HB 1674

UTILITIES

Wednesday, March 29, 2006, Hearing Room 5, noon or upon morning recess, whichever is later.

There may be an Executive session.

Public hearings to be held on: SB 558, SB 559, SCS SB 915

VETERANS

Wednesday, March 29, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: SB 561, SCS SBs 701 & 948

WAYS AND MEANS

Wednesday, March 29, 2006, Hearing Room 5 upon afternoon adjournment.

Possible Executive session.

Public hearings to be held on: HB 1812, HB 1206, SB 629, SB 678, SCS SB 614, SB 766

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, March 29, 2006, 12:00 p.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 1910

HOUSE CALENDAR

FORTY-SIXTH DAY, WEDNESDAY, MARCH 29, 2006

HOUSE CONCURRENT RESOLUTION FOR SECOND READING

HCR 43 - Vogt

HOUSE BILLS FOR SECOND READING

HB 2048 through HB 2059

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden
- 4 HJR 43 - Dethrow

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1485 - Icet
- 2 HCS HB 1305 - Smith (118)
- 3 HB 994 - Dusenberg
- 4 HCS HB 1151 - Cunningham (86)
- 5 HCS HB 1349 - Loehner
- 6 HCS HB 974 - Davis
- 7 HB 1498 - Dethrow (4 hours debate on Perfection)
- 8 HCS HB 1632 - Cooper (120)
- 9 HB 1827 - Wasson
- 10 HCS HB 1075 - Davis (150 minutes debate on Perfection)
- 11 HCS HB 1461, 1375, 1110 & 1103 - Ruestman (3 hours debate on Perfection)
- 12 HB 1065 - Tilley
- 13 HCS HB 1182 - Stevenson
- 14 HCS HB 1270 & 1027 - Behnen
- 15 HCS HB 1030, 1033, 1146, 1225 & 1326 - Johnson (47) (3 hours debate on Perfection)
- 16 HB 1071 - Phillips
- 17 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 18 HB 1865 - Bearden
- 19 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 20 HCS HB 1397 - Pratt
- 21 HCS HB 1482 - Jackson
- 22 HB 1619 - Sutherland

- 23 HCS HB 1620 - Sutherland
- 24 HCS HB 1698, 1236, 995, 1362 & 1290 - Lipke
- 25 HCS HB 1141 - Jackson

HOUSE BILL FOR PERFECTION - INFORMAL

HCS HB 1317, as amended - Lipke

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR PERFECTION - CONSENT

(3/15/06)

- 1 HCS HB 977 - Whorton
- 2 HCS HB 1059 - Cunningham (86)
- 3 HB 1192 - Smith (118)
- 4 HCS HB 1244 - Ruestman
- 5 HCS HB 1256 - Haywood
- 6 HCS HB 1440 - Sutherland
- 7 HB 1446 - Whorton
- 8 HCS HB 1449 - Wright (159)
- 9 HB 1494 - Emery
- 10 HCS HB 1508 - Bruns
- 11 HB 1509 - Bruns
- 12 HCS HB 1515 - Behnen
- 13 HCS HB 1551 - Tilley
- 14 HB 1715 - Pratt
- 15 HCS HB 1759 - Wasson
- 16 HB 1833 - Wood
- 17 HB 1857 - Lipke

(3/27/06)

- 1 HCS HB 1037 - Sander
- 2 HCS HB 1045, 1152, 1267 & 1634 - Wells
- 3 HCS HB 1099 - Schaaf
- 4 HB 1144 - May
- 5 HCS HB 1149 - Bivins
- 6 HB 1477 - Schaaf
- 7 HB 1504 - Yates
- 8 HB 1577 - Pollock
- 9 HCS HB 1617 & 1374 - Mcghee

- 10 HCS HB 1739 - Dusenberg
- 11 HCS HB 1762 - Wilson (119)
- 12 HB 1858 - Lipke
- 13 HB 1988 - Wagner

(3/28/06)

- 1 HCS HB 1053 - Jolly
- 2 HB 1088 - Schaaf
- 3 HCS HB 1135 - Nance
- 4 HCS HB 1382 & 1158 - Kraus
- 5 HB 1411 - Smith (150)
- 6 HB 1488 - Roorda
- 7 HCS HB 1511 - Lager
- 8 HB 1522 - Sander
- 9 HCS HB 1552 - Brown (50)
- 10 HB 1623 - St. Onge
- 11 HB 1653 - Walton
- 12 HCS HB 1679 - Johnson (90)
- 13 HCS#2 HB 1703 - Yates
- 14 HB 1707 - Dusenberg
- 15 HCS HB 1710 - Robb
- 16 HCS HB 1711 - Robb
- 17 HCS HB 1746 - Day
- 18 HCS HB 1787 - Jackson
- 19 HB 1936 - Tilley

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 4, (3-02-06, Pages 383-384) - Bruns

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1145, 1359 & 1121, (Fiscal Review 3-09-06) - Portwood
- 2 HCS HB 1275 - Baker (123)

HOUSE BILL FOR THIRD READING - CONSENT

HCS HB 1559 - Cunningham (86)

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HCS HB 1100 - Schaaf

SENATE BILLS FOR SECOND READING

1	SB 582
2	SB 697
3	SB 725
4	SB 726
5	SCS SB 756
6	SCS SB 769
7	SB 785
8	SB 804
9	SB 834
10	SB 845
11	SCS SB 870
12	SCS SB 878
13	SB 884
14	SB 931
15	SB 947
16	SB 951
17	SB 952
18	SCS SB 968
19	SB 974
20	SB 977
21	SB 980
22	SB 981
23	SB 1004
24	SCS SB 1008
25	SB 1016
26	SB 1020
27	SCS SB 1026
28	SB 1039
29	SB 1045
30	SCS SB 1048
31	SB 1056
32	SCS SB 1059
33	SCS SB 1060
34	SB 1084
35	SB 1085
36	SB 1124
37	SB 1139
38	SB 1146
39	SB 1165
40	SB 1189
41	SB 1208
42	SCS SB 1221
43	SB 1247

HOUSE CONCURRENT RESOLUTION

HCR 25, (3-13-06, Pages 514-515) - Bowman

HOUSE CONCURRENT RESOLUTION - INFORMAL

HCR 13, (2-15-06, Pages 255-256) - Sater

SENATE CONCURRENT RESOLUTION

SCR 30, HCA 1 (3-16-06, Pages 632-633) - Self

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FORTY-SIXTH DAY, WEDNESDAY, MARCH 29, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Our heart rejoices in You O Lord! Oh, how You have blessed us! Now we have answers as we delight in Your deliverance.

As we awaken to each day, great possibilities are displayed before us: possible solutions to yesterday's problems, a wise assessment of bills before us, clarity where there was confusion, and a declining of strife and dishonor. So we do not dread what the future holds, nor are we self-confident, but each day our trust is in You.

As we passionately pursue the day's agenda, may we take to heart Your Words of wisdom, "A brother offended is harder to be won over than a strong city, and [their] contentions separate them like the bars of a castle." May the expressions of our mouths and the thoughts of our hearts find favor before You, O Lord, our rock and our protector.

Now may the Lord of Peace Himself give us peace always in every way. The Lord be with us all.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Nate Greenbaum, Lydia Orso, Susie Vitrey, Hannah Reichert, Joey Cali, Leah Gerard, Nicholas Newcomer, Drew Henrichs, Jack Henricks, Corey Bryan and Kent Meyer.

The Journal of the forty-fifth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1563

and

House Resolution No. 1564 - Representative Jolly

House Resolution No. 1565 - Representative Cooper (158)

House Resolution No. 1566 - Representative Whorton

House Resolution No. 1567

through

House Resolution No. 1580 - Representatives Lembke and Bivins

House Resolution No. 1581

and

House Resolution No. 1582 - Representative Cunningham (86)

House Resolution No. 1583

through

House Resolution No. 1665 - Representative Bruns

House Resolution No. 1666 - Representative Jolly

HOUSE CONCURRENT RESOLUTION

Representative Deeken offered House Concurrent Resolution No. 44.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 43 was read the second time.

SECOND READING OF HOUSE BILLS

HB 2048 through **HB 2059** were read the second time.

SECOND READING OF SENATE BILLS

SB 582, SB 697, SB 725, SB 726, SCS SB 756, SCS SB 769, SB 785, SB 804, SB 834, SB 845, SCS SB 870, SCS SB 878, SB 884, SB 931, SB 947, SB 951, SB 952, SCS SB 968, SB 974, SB 977, SB 980, SB 981, SB 1004, SCS SB 1008, SB 1016, SB 1020, SCS SB 1026, SB 1039, SB 1045, SCS SB 1048, SB 1056, SCS SB 1059, SCS SB 1060, SB 1084, SB 1085, SB 1124, SB 1139, SB 1146, SB 1165, SB 1189, SB 1208, SCS SB 1221 and SB 1247 were read the second time.

SPECIAL RECOGNITION

The 2005-2006 Lincoln University Women's Indoor Track and Field Team was introduced by Representatives Walton, Hubbard and Haywood and recognized for attaining the NCAA Division II Track and Field Championship.

Jerry Armstrong was introduced by Representatives Nance, Guest and Kelly and recognized as an Outstanding Missourian.

PERFECTION OF HOUSE BILLS

HCS HBs 1030, 1033, 1146, 1225 & 1326, relating to political subdivisions, was taken up by Representative Johnson (47).

HCS HBs 1030, 1033, 1146, 1225 & 1326 was laid over.

Representative Phillips assumed the Chair.

HCS HB 1349, relating to the Family Farms Act, was taken up by Representative Loehner.

On motion of Representative Loehner, **HCS HB 1349** was adopted by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Hughes	Marsh
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On motion of Representative Loehner, **HCS HB 1349** was ordered perfected and printed.

PERFECTION OF HOUSE BILL - INFORMAL

HCS HB 1317, as amended, relating to crime victim's rights, was taken up by Representative Lipke.

Representative Storch offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1317, Page 2, Section 595.209, Lines 41 to 43, by deleting all of said lines and inserting in lieu thereof the following:

"right to be present at each and every phase of parole hearings [and], the right to be heard at probation revocation and parole hearings or to offer a written statement, video or audio tape, **counsel or a representative designated by the victim** in lieu of a personal appearance, **and the right to have, upon written request of the victim, a partition set up in the probation or parole hearing room, set up in such a way that the victim is shielded from the view of the probationer or parolee,** and the"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Storch, **House Amendment No. 2** was adopted.

On motion of Representative Lipke, **HCS HB 1317, as amended**, was adopted.

On motion of Representative Lipke, **HCS HB 1317, as amended**, was ordered perfected and printed.

HCS HBs 1030, 1033, 1146, 1225 & 1326, relating to political subdivisions, was again taken up by Representative Johnson (47).

Representative Johnson (47) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 67.997, Page 11, Line 69, by deleting "**144.524**" and inserting in lieu thereof "**144.525**"; and

Further amend said bill, Section 67.2040, Page 15, Line 55, by deleting "**144.524**" and inserting in lieu thereof "**144.525**"; and

Further amend said bill, Section 473.748, Page 29, Line 4, by deleting "**unforceable**" and inserting in lieu thereof "**unenforceable**"; and

Further amend said bill, Section 3, Pages 29-30, Lines 1-31, by deleting all of said section from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Bearden assumed the Chair.

On motion of Representative Johnson (47), **House Amendment No. 1** was adopted.

Representative Johnson (47) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 52.230, Page 8, Line 56, by inserting after all of said line the following:

“59.331. The preparer of a document shall not include an individual's [federal Social Security number] **sensitive personal identifying information** in a document that is prepared and presented for recording in the office of the recorder of deeds. **"Sensitive personal identifying information" includes federal Social Security numbers, bank account numbers, and credit card account numbers.** This section does not apply to state or federal tax liens, military separation or discharge papers, and other documents required by law to contain such information that are filed or recorded in the office of the recorder of deeds. **Should any person's sensitive personal identifying information appear on any document prepared or submitted for recording, the preparer, submitter, or anyone in an agency relationship with the person may redact, remove, or delete the sensitive personal identifying information prior to submission to the recorder of deeds. Any such redaction, removal, or deletion shall not in any way affect the legal status of the transaction described in the document. The recorder of deeds shall not alter or modify any document in the official record except as otherwise provided by law.**

59.332. Should any sensitive personal identifying information, as defined in section 59.331, appear in any record or image viewable on any publicly available Internet website maintained or sponsored by a recorder of deeds, any person may apply to the recorder of deeds for redaction or removal of that sensitive personal identifying information. Any such application shall be made in writing, signed by the applicant, his or her attorney, or legal guardian, and shall specifically identify the document or documents containing the sensitive personal identifying information. The application shall be accompanied by a legible copy of each recorded document affected by the application, upon which the sensitive personal identifying information that is to be redacted is highlighted or otherwise indicated. Upon receipt of an application submitted in compliance with this section, the recorder of deeds may redact or remove the affected document from the records viewable on the publicly available Internet website.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson (47), **House Amendment No. 2** was adopted.

Representative Johnson (47) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 4, Pages 30-31, Lines 1-47, by deleting all of said section from the bill; and

Further amend said bill, Section 94.860, Page 22, Line 107, by inserting after all of said line the following:

“94.950. 1. As used in this section, "museum" means museums operating or to be built in the city and that are registered with the United States Internal Revenue Service as a 501(c)(3) corporation, or an organization that is registered with the United States Internal Revenue Service as a 501(c)(3) corporation and that develops, promotes, or operates historical locations or preservation sites.

2. The governing body of any home rule city with more than forty-five thousand five hundred but fewer than forty-five thousand nine hundred inhabitants and partially located in any county of the first classification with more than one hundred four thousand six hundred but fewer than one hundred four thousand seven hundred inhabitants may impose, by order or ordinance, a sales tax on all retail sales made within the city which are subject to sales tax under chapter 144, RSMo. The tax authorized in this section shall not exceed one-half of one percent, and shall be imposed solely for the purpose of funding the operation, construction, or renovation of historical locations and museums to promote tourism. The tax authorized in this section shall be in addition to all other sales taxes imposed by law, and shall be stated separately from all other charges and taxes. The order or ordinance shall not become effective unless the governing body of the city submits to the voters residing within the city at a state general, primary, or special election a proposal to authorize the governing body of the city to impose a tax under this section.

3. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert the name of the city) impose a sales tax at a rate of (insert rate of percent) percent, solely for the purpose of funding the operation, construction, or renovation of historical locations and museums to promote tourism?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter immediately following notification to the department of revenue. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

4. All revenue collected under this section by the director of the department of revenue on behalf of any city, except for one percent for the cost of collection which shall be deposited in the state's general revenue fund, shall be deposited in a special trust fund, which is hereby created and shall be known as the "Local Option Museum Sales Tax Trust Fund", and shall be used solely for the designated purposes. Moneys in the fund shall not be deemed to be state funds, and shall not be commingled with any funds of the state. The director may make refunds from the amounts in the trust fund and credited to the city for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such city. Any funds in the trust fund which are not needed for current expenditures shall be invested in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. Not later than the tenth day of each month, the director shall distribute all moneys deposited in the trust fund during the preceding month to the city that levied the sales tax.

5. On or after the effective date of the tax, the director of revenue shall be responsible for the administration, collection, enforcement, and operation of the tax, and sections 32.085 and 32.087, RSMo, shall apply. In order to permit sellers required to collect and report the sales tax to collect the amount required to be reported and remitted, but not to change the requirements of reporting or remitting the tax, or to serve as a levy of the tax, and in order to avoid fractions of pennies, the governing body of the city may authorize the use of a bracket system similar to that authorized in section 144.285, RSMo, and notwithstanding the provisions of that section, this new bracket system shall be used where this tax is imposed and shall apply to all taxable transactions. Beginning with the effective date of the tax, every retailer in the city shall add the sales tax to the sale price, and this tax shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same manner as the purchase price. For purposes of this section, all retail sales shall be deemed to be consummated at the place of business of the retailer.

6. All applicable provisions in sections 144.010 to 144.525, RSMo, governing the state sales tax, and section 32.057, RSMo, the uniform confidentiality provision, shall apply to the collection of the tax, and all exemptions granted to agencies of government, organizations, and persons under sections 144.010 to 144.525, RSMo, are hereby made applicable to the imposition and collection of the tax. The same sales tax permit, exemption certificate, and retail certificate required by sections 144.010 to 144.525, RSMo, for the administration and collection of the state sales tax shall satisfy the requirements of this section, and no additional permit or exemption certificate or retail certificate shall be required; except that, the director of revenue may prescribe a form of exemption certificate for an exemption from the tax. All discounts allowed the retailer under the state sales tax for the collection of and for payment of taxes are hereby allowed and made applicable to the tax. The penalties for violations provided in section 32.057, RSMo, and sections 144.010 to 144.525, RSMo, are hereby made applicable to violations of this section. If any person is delinquent in the payment of the amount required to be paid under this section, or in the event a determination has been made against the person for the tax and penalty under this section, the limitation for bringing suit for the collection of the delinquent tax and penalties shall be the same as that provided in sections 144.010 to 144.525, RSMo.

7. The governing body of any city that has adopted the sales tax authorized in this section may submit the question of repeal of the tax to the voters on any date available for elections for the city. The ballot of submission shall be in substantially the following form:

Shall (insert the name of the city) repeal the sales tax imposed at a rate of (insert rate of percent) percent for the purpose of funding the operation, construction, or renovation of historical locations and museums to promote tourism?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

8. Whenever the governing body of any city that has adopted the sales tax authorized in this section receives a petition, signed by a number of registered voters of the city equal to at least two percent of the number of registered voters of the city voting in the last gubernatorial election, calling for an election to repeal the sales tax imposed under this section, the governing body shall submit to the voters of the city a proposal to repeal the tax. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the repeal, the repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

9. If the tax is repealed or terminated by any means, all funds remaining in the trust fund shall continue to be used solely for the designated purposes, and the city shall notify the director of the department of revenue of the action at least thirty days before the effective date of the repeal and the director may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such city, the director shall remit the balance in the account to the city and close the account of that city. The director shall notify each city of each instance of any amount refunded or any check redeemed from receipts due the city."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson (47), **House Amendment No. 3** was adopted.

Representative Johnson (47) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 4, Page 31, Line 47, by inserting after all of said line the following:

"644.584. In addition to those sums authorized prior to August 28, [2006] **2007**, the board of fund commissioners of the state of Missouri, as authorized by section 37(e) of article III of the Constitution of the state of Missouri, may borrow on the credit of this state the sum of ten million dollars in the manner described, and for the purposes set out, in chapter 640, RSMo, and in this chapter.

644.585. In addition to those sums authorized prior to August 28, [2006] **2007**, the board of fund commissioners of the state of Missouri, as authorized by section 37(g) of article III of the Constitution of the state of Missouri, may borrow on the credit of this state the sum of ten million dollars in the manner described, and for the purposes set out, in chapter 640, RSMo, and in this chapter.

644.586. In addition to those sums authorized prior to August 28, [2006] **2007**, the board of fund commissioners of the state of Missouri, as authorized by section 37(h) of article III of the Constitution of the state of Missouri, may borrow on the credit of this state the sum of twenty million dollars in the manner described, and for the purposes set out, in chapter 640, RSMo, and in this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson (47), **House Amendment No. 4** was adopted.

Representative Richard offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 94.860, Line 107, Page 22, by inserting immediately after all of said line the following:

"99.1100. 1. Sections 99.1100 to 99.1130 shall be known and may be cited as the "Missouri Economic Development Code".

2. Insofar as the provisions of the Missouri economic development code are inconsistent with the provisions of any other law, the provisions of the Missouri economic development code shall be controlling.

99.1102. As used in sections 99.1100 to 99.1130, unless otherwise stated, the following terms shall mean:

(1) "Baseline year", the calendar year prior to the effective date of an ordinance or order by the municipality or county approving a development project;

(2) "Collecting officer", the officer of the municipality, county, or other taxing jurisdiction responsible for receiving and processing tax payments and economic activity taxes and the officer of the municipality, county, or other taxing jurisdiction responsible for receiving and processing local sales tax revenues collected by the director of revenue on behalf of such municipality, county, or other taxing jurisdiction;

(3) "Commission", the Missouri economic development code job creation commission for a municipality or county, created under section 99.1104;

(4) "County", any county of this state and any city not within a county;

(5) "Development area", an area designated by a municipality or county which shall have the following characteristics:

(a) It includes only those parcels of real property directly and substantially benefited by the proposed development plan;

(b) It will be improved by the development project;

(c) It is contiguous;

(d) It is not included in any other redevelopment plan under this chapter or using any tax increment financing program; and

(e) The commission has declared development of the area is not likely to occur without benefit of the proposed development plan;

(6) "Development plan", the comprehensive program of a municipality or county to improve a development area, thereby enhancing the tax bases of the taxing districts which extend into the development area, through the reimbursement, payment, or other financing of development project costs in accordance with the Missouri economic development code. The development plan shall conform to the requirements of section 99.1116;

(7) "Development project", any development project within a development area which constitutes a major initiative in furtherance of the objectives of the development plan, and any such development project shall include a legal description of the area selected for such development project;

(8) "Development project area", the area located within a development area selected for a development project;

(9) "Development project costs", the costs to the development plan or a development project, as applicable, which are expended on public property, buildings, or rights-of-ways for public purposes to provide infrastructure or support for a development project. Such costs shall only be allowed as an initial expense which, to be recoverable, shall be included in the costs of a development plan or development project, including any amendments thereto adopted by the municipality or county. Such infrastructure costs include but are not limited to the following:

(a) Costs of studies, appraisals, surveys, plans, and specifications;

(b) Professional service costs, including but not limited to architectural, engineering, legal, marketing, financial, planning, or special services;

(c) Property assembly costs, including but not limited to acquisition of land and other property, real or personal, or rights or interests therein, demolition of buildings, and the clearing and grading of land;

(d) Costs of rehabilitation, reconstruction, repair, or remodeling of existing public buildings and fixtures;

(e) Costs of construction of public works or improvements;

(f) Financing costs, including but not limited to all necessary expenses related to the issuance of obligations issued to finance all or any portion of the infrastructure costs of one or more development projects, and which may include capitalized interest on any such obligations and reasonable reserves related to any such obligations; and

(g) All or a portion of a taxing district's capital costs resulting from any development project necessarily incurred or to be incurred in furtherance of the objectives of the development plan, to the extent the municipality or county by written agreement accepts and approves such infrastructure costs;

(10) "Economic activity taxes", the total additional revenue from taxes which are imposed by the municipality, county, and other taxing districts, and which are generated by economic activities within each development project area, which exceed the amount of such taxes generated by economic activities within such development project area in the baseline year; but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees, special assessments, and any taxes imposed by the municipality, county, or other taxing district after the effective date of an ordinance or order by the municipality or county approving a development project;

(11) "Gambling establishment", an excursion gambling boat, as defined in section 313.800, RSMo, and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850, RSMo;

(12) "Municipality", any city, village, or incorporated town of this state;

(13) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by the municipality, county, or commission, or other public entity authorized to issue such obligations under the Missouri economic development code to carry out a development project or to refund outstanding obligations;

(14) "Ordinance", an ordinance enacted by the governing body of any municipality or county or an order of the governing body of such a municipal or county entity whose governing body is not authorized to enact ordinances;

(15) "Special allocation fund", the fund of the municipality or county established by agreement under section 99.1126;

(16) "Tax payments", the revenues from real property taxes in each development project area, which taxing districts have allocated to finance a development plan until development financing for such development project area expires or is terminated under the Missouri economic development code;

(17) "Taxing district's capital costs", the costs of taxing districts for capital improvements that are found by the governing body of the municipality or county to be necessary and to directly result from a development project;

(18) "Taxing districts", any political subdivision of this state having the power to levy taxes if the future tax revenues of such district would be affected by the establishment of a development project.

99.1104. Each municipality or county may create a commission to be known as a "Missouri Economic Development Code Job Creation Commission"; provided, however:

(1) No such commission shall transact any business or exercise its powers under the Missouri economic development code until and unless the governing body of such municipality or county shall approve, by ordinance or order, the exercise of the powers, functions, and duties of a commission under the Missouri economic development code, as provided in section 99.1120;

(2) No governing body of a municipality or county shall adopt an ordinance under subdivision (1) of this section unless it finds:

(a) That it would be in the interest of the public to consider the establishment of a development area in accordance with the Missouri economic development code;

(b) That the development of such a development area would be in the interest of the public health, safety, morals, or welfare of the residents of such municipality or county; and

(c) That it is anticipated that such a development area can be improved through a series of one or more development projects.

99.1106. Each commission created under section 99.1104 shall be governed by a board of commissioners with one commissioner appointed by each taxing jurisdiction. The number of commissioners serving on the board of each commission shall be determined by the number of taxing districts located wholly or partially within the

development project area. All commissioners appointed under this subsection shall be appointed by each taxing district located wholly or partially within the development project area for a term of two years. Commissioners representing a county shall be appointed by the county governing body, except in charter counties where the commissioners shall be appointed by the county executive with approval of the governing body. Commissioners representing a municipality shall be appointed by the mayor with the approval of the governing body; provided, however, employees of the municipality or county shall be ineligible for appointment to the commission under this section. Commissioners representing other taxing districts shall be appointed by the taxing districts, but failure of one or more taxing districts to appoint a commissioner shall not prevent the commission from exercising its powers and authorities granted under the Missouri economic development code. Successor commissioners and all vacancies shall be filled in the same manner.

99.1108. 1. The powers of the commission created under section 99.1104 shall be exercised by its board of commissioners. A majority of the commissioners shall constitute a quorum of such board for the purpose of conducting business and exercising the powers of the commission and for all other purposes. Action may be taken by the board upon a vote of a majority of the commissioners present in person or by teleconference, unless in any case the bylaws of the commission shall require a larger number. Meetings of the board of the commission shall be held in compliance with the provisions of chapter 610, RSMo.

2. The commissioners shall annually elect a chair and vice chair from among the commissioners. The commission may employ an executive director, technical experts, and such other officers, agents, and employees, permanent and temporary, as it may require and shall determine their qualifications, duties, and compensation. For such legal services as it may require, a commission may call upon the chief law officer of the municipality or county or may employ its own counsel and legal staff.

3. A commissioner shall receive no compensation for his or her services, but may receive the necessary expenses, including traveling expenses, incurred in the discharge of his or her duties. Each commissioner shall hold office until a successor has been appointed.

4. For inefficiency or neglect of duty or misconduct in office, a commissioner may be removed by a majority vote of the commission.

99.1110. 1. In any suit, action, or proceeding involving the validity or enforcement of or relating to any contract of a commission entered into under the Missouri economic development code, such commission shall be conclusively deemed to have become established and authorized to transact business and exercise its powers under the Missouri economic development code upon proof of the adoption of the appropriate ordinance or order prescribed in section 99.1104. Each such ordinance or order shall be deemed sufficient if it authorizes the exercise of powers under the Missouri economic development code by the commission and sets forth the findings of the municipality or county as required in subdivision (2) of section 99.1104.

2. A copy of such ordinance or order duly certified by the clerk of the municipality or county shall be admissible in evidence in any suit, action, or proceeding.

3. No lawsuit to set aside the creation of a commission, the approval of a development plan, development project, development area or development project area, or to otherwise question the validity of the proceedings related thereto, shall be brought after the expiration of ninety days from the effective date of the ordinance, order, or resolution in question.

99.1112. 1. The commission created under section 99.1104 shall constitute a public body corporate and politic, exercising public and essential governmental functions.

2. A municipality or county or a commission created under section 99.1104 shall have all the powers necessary or convenient to carry out and effectuate the purposes and provisions of the Missouri economic development code, including the following powers in addition to others granted under the Missouri economic development code:

(1) To prepare or cause to be prepared and approved development plans and development projects to be considered at public hearings in accordance with the Missouri economic development code and to undertake and carry out development plans and development projects which have been adopted by ordinance, order or act of the commission;

(2) To arrange or contract for the furnishing or repair, by any person or agency, public or private, of services, privileges, streets, roads, utilities, or other facilities for or in connection with any development project;

(3) Within a development area, to acquire by purchase, lease, gift, grant, bequest, devise, obtain options upon, or otherwise acquire any real or personal property or any interest therein, necessary or incidental to a

development project, all in the manner and at such price as the municipality, county or commission determines is reasonably necessary to achieve the objectives of a development plan;

(4) Within a development area, subject to provisions of section 99.1114 with regard to the disposition of real property, to sell, lease, exchange, transfer, assign, subdivide, retain for its own use, mortgage, pledge, hypothecate, or otherwise encumber or dispose of any real or personal property or any interest therein, all in the manner and at such price and subject to any covenants, restrictions, and conditions as the municipality, county or commission determines is reasonably necessary to achieve the objectives of a development plan; to make any such covenants, restrictions, or conditions as covenants running with the land, and to provide appropriate remedies for any breach of any such covenants, restrictions, or conditions, including the right of the municipality, county or commission to terminate such contracts and any interest in the property created thereto;

(5) Within a development area, to clear any area by demolition or removal of existing buildings and structures;

(6) To install, repair, construct, reconstruct, or relocate streets, utilities, and site improvements as necessary or desirable for the preparation of a development area for use in accordance with a development plan;

(7) Within a development area, to fix, charge, and collect fees, rents, and other charges for the use of any real or personal property, or any portion thereof, in which the municipality, county or commission has any interest;

(8) To accept grants, guarantees, and donations of property, labor, or other things of value from any public or private source for purposes of implementing a development plan;

(9) In accordance with section 99.1114, to select one or more developers to implement a development plan, or one or more development projects, or any portion thereof;

(10) To charge as a development project cost the reasonable costs incurred by the municipality, county, or commission in evaluating, administering, or implementing the development plan or any development project;

(11) To borrow money and issue obligations in accordance with the Missouri economic development code and provide security for any such loans or obligations;

(12) To insure or provide for the insurance of any real or personal property or operations of the municipality, county, or commission against any risks or hazards, including the power to pay premiums on any such insurance; and to enter into any contracts necessary to effectuate the purposes of the Missouri economic development code;

(13) Within a development area, to renovate, rehabilitate, own, operate, construct, repair, or improve any public improvements, buildings, parking garages, fixtures, structures, and other public facilities;

(14) To invest any funds held in reserves or sinking funds, or any funds not required for immediate disbursement, in property or securities in which savings banks may legally invest funds subject to their control; to redeem obligations at the redemption price established therein or to purchase obligations at less than redemption price, all obligations so redeemed or purchased to be canceled;

(15) To borrow money and to apply for and accept advances, loans, grants, contributions, and any other form of financial assistance from the federal government, the state, county, municipality, or other public body or from any sources, public or private, for the purposes of implementing a development plan, to give such security as may be required and to enter into and carry out contracts in connection therewith. A municipality, county, or commission, notwithstanding the provisions of any other law, may include in any contract for financial assistance with the federal government for a project such conditions imposed under federal law as the municipality, county, or commission may deem reasonable and appropriate and which are not inconsistent with the purposes of the Missouri economic development code;

(16) To incur development project costs and make such expenditures as may be necessary to carry out the purposes of the Missouri economic development code and to make expenditures from funds obtained from the federal government without regard to any other laws pertaining to the making and approval of appropriations and expenditures;

(17) To loan the proceeds of obligations issued under the Missouri economic development code for the purpose of providing for the purchase, construction, extension, or improvement of public infrastructure related to a development project by a developer under a development contract approved by the municipality, county, or commission in accordance with subdivision (2) of section 99.1114;

(18) To declare any funds, or any portion thereof, in the special allocation fund to be excess funds, so long as such excess funds have not been pledged to the payment of outstanding obligations or outstanding development project costs, and are not necessary for the payment of development project costs incurred or anticipated to be incurred. Any such funds deemed to be excess shall be disbursed in the manner of surplus funds as provided in section 99.1128;

(19) To pledge or otherwise expend funds deposited to the special allocation fund, or any portion thereof, for the payment or reimbursement of development project costs incurred by the commission, the municipality, the county, a developer selected by the municipality, county or commission, or any other entity with the consent of the municipality, county or commission; to pledge or otherwise expend funds deposited to the special allocation fund, or any portion thereof, or to mortgage or otherwise encumber its property, or any portion thereof, for the payment of obligations issued to finance development project costs; provided, however, any such pledge or expenditure of economic activity taxes shall be subject to annual appropriation by the municipality or county; and

(20) To exercise all powers or parts or combinations of powers necessary, convenient, or appropriate to undertake and carry out development plans and any development projects and all the powers granted under the Missouri economic development code.

3. If any member of the governing body of the municipality or county, commissioner, or employee or consultant of the municipality, county or commission, involved in the planning and preparation of a development project, owns or controls an interest, direct or indirect, in any property included in a development project area, the individual shall disclose the same in writing to the clerk of the municipality or county, and shall also so disclose the dates, terms, and conditions of any disposition of any such interest which disclosures shall be acknowledged by the governing body of the municipality or county and entered upon the minutes books of the governing body of the municipality or county. If an individual holds such an interest, then that individual shall refrain from any further official involvement in regard to a development project and from voting on any matter pertaining to such development project or communicating with other commissioners or the municipality or county concerning any matter pertaining to such development project. Furthermore, subject to the succeeding sentence, no such member, commissioner, employee, or consultant shall acquire any interest, direct or indirect, in any property in a development project area or proposed development project area, after either such individual obtains knowledge of a development project, or first public notice of such development project, or development project area under subsection 2 of section 99.1122, whichever first occurs. At any time after one year from the adoption of an ordinance designating a development project area, any such member, commissioner, employee or consultant may acquire an interest in real estate located in a development project area so long as any such person discloses such acquisition and refrains from voting on any matter related to the development project area in which the property acquired by such person is located.

4. A commission created under section 99.1104 shall have the following powers in addition to others granted under the Missouri economic development code:

(1) To sue and to be sued; to have a seal and to alter the same at the commission's pleasure; to have perpetual succession; to make and execute contracts and other instruments necessary or convenient to the exercise of the powers of the commission; and to make and from time to time amend and repeal bylaws, rules, and regulations, not inconsistent with the Missouri economic development code, to carry out the provisions of the Missouri economic development code;

(2) To delegate to a municipality, county or other public body any of the powers or functions of the commission with respect to the planning or undertaking of a development project, and any such municipality, county, or public body is hereby authorized to carry out or perform such powers or functions for the commission;

(3) To receive and exercise powers delegated by any authority, agency, or agent of a municipality or county created under this chapter or chapter 353, RSMo, excluding powers of eminent domain.

99.1114. Real property which is acquired by a municipality, county or commission in a development project area shall be disposed of as follows:

(1) Within a development project area, the municipality, county, or commission may sell, lease, exchange, or otherwise transfer real property, including land, improvements, and fixtures, or any interest therein, to any developer selected for a development project, or any portion thereof, in accordance with the development plan, subject to such covenants, conditions, and restrictions as may be deemed to be in the public interest or to carry out the purposes of the Missouri economic development code. Such real property shall be sold, leased, or transferred at its fair market value for uses in accordance with the development plan; provided that such fair market value may be less than the cost of such property to the municipality, county, or commission. In determining the fair market value of real property for uses in accordance with a development plan, the municipality, county or commission shall take into account and give consideration to the uses and purposes required by the development plan; the restrictions upon, and the covenants, conditions, and obligations assumed by the developer of such property; the objectives of the development plan; and such other matters as the

municipality, county or commission shall specify as being appropriate. In fixing rental and sale prices, a municipality, county, or commission shall give consideration to appraisals of the property for such uses made by experts employed by the municipality, county, or commission;

(2) The municipality, county, or commission shall, by public notice published in a newspaper having a general circulation in a development area, prior to selecting one or more developers for any development project, or any portion thereof, invite proposals from, and make available all pertinent information to, private developers or any persons interested in undertaking the development of such development project, or any portion thereof. Such notice shall be published at least once each week during the two weeks preceding the selection of a developer, shall identify the area of the development project or development projects, or any portion thereof, for which one or more developers are to be selected, and shall state that such further information as it is available may be obtained at the office of the municipality, county, or commission. The municipality, county, or commission shall consider all proposals and the financial and legal ability of the prospective developers to carry out their proposals. The municipality, county, or commission may negotiate and enter into one or more contracts with any developer selected for the development of any such area for the development of such area by such developer in accordance with a development plan or for the sale or lease of any real property to any such developer in any such area for the purpose of developing such property in accordance with the development plan. The municipality, county, or commission may enter into any such contract as it deems to be in the public interest and in furtherance of the purposes of the Missouri economic development code; provided that the municipality, county, or commission has, not less than ten days prior thereto, notified the governing body in writing of its intention to enter into such contract. Thereafter, the municipality, county, or commission may execute such contract in accordance with the provisions of this section and deliver deeds, leases, and other instruments and take all steps necessary to effectuate such contract. In its discretion, the municipality, county, or commission may, in accordance with the provisions of this section, dispose of any real property in an area selected for a development project, or any portion thereof, to private developers for development under such reasonable competitive bidding procedures as it shall prescribe, subject to the provisions of this section;

(3) In carrying out a development project, the commission may:

(a) Convey to the municipality or county such real property as, in accordance with the development plan, is to be dedicated as public right-of-way for streets, sidewalks, alleys, or other public ways, this power being additional to and not limiting any and all other powers of conveyance of property to municipalities expressed, generally or otherwise, in the Missouri economic development code;

(b) Grant servitudes, easements, and rights-of-way for utilities, sewers, streets, and other similar facilities, in accordance with the development plan; and

(c) Convey to the municipality or county or other appropriate public body such real property as, in accordance with the development plan, is to be used for parks, schools, public buildings, facilities, or other public purposes;

(4) The municipality, county, or commission may operate and maintain real property in the development area pending the disposition or development of the property in accordance with a development plan, without regard to the provisions of subdivisions (1) and (2) of this section, for such uses and purposes as may be deemed desirable even though not in conformity with the development plan.

99.1116. 1. A development plan shall set forth in writing a general description of the program to be undertaken to accomplish the development projects and related objectives and shall include, but need not be limited to:

(1) The name, street and mailing address, and phone number of the mayor or chief executive officer of the municipality or county;

(2) The street address or other description of the location of the development site;

(3) The estimated development project costs;

(4) The anticipated sources of funds to pay such development project costs;

(5) Evidence of the commitments to finance such development project costs;

(6) The anticipated type and term of the sources of funds to pay such development project costs;

(7) The anticipated type and terms of the obligations to be issued;

(8) The most recent equalized assessed valuation of the property within the development project area;

(9) An estimate as to the equalized assessed valuation after the development project area is developed in accordance with a development plan;

(10) The general land uses to apply in the development area;

(11) A list of community and economic benefits that are expected to result from the project;

(12) A list of all development subsidies that any business benefiting from public expenditures in the development area has previously received for the project, and the name of any other granting body from which such subsidies are sought;

(13) A list of all other public investments made or to be made by this state or units of local government to support infrastructure or other needs generated by the project for which the funding under the Missouri economic development code is being sought;

(14) A certification by the chief officer of the applicant as to the accuracy of the development plan.

2. The development plan may be adopted by a municipality or county in reliance on findings that a reasonable person would believe:

(1) The development area has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the implementation of one or more development projects and the adoption of development financing;

(2) The estimated dates of the completion of such development project and retirement of obligations incurred to finance development project costs which shall not be more than twenty-five years from the adoption of the ordinance or order approving any development project, provided that no ordinance approving a development project shall be adopted later than ten years from the adoption of the ordinance approving the development plan;

(3) The development plan contains a cost-benefit analysis showing the economic impact of the development plan on the municipality, county, and school districts that are at least partially within the boundaries of the development area, and that such cost-benefit analysis complies with the requirements of this subdivision. The analysis shall show the impact on every affected political subdivision if the development projects are not built, and if the development projects are built under the development plan under consideration assuming the projects are completed in the manner described in the development plan; and

(4) The development plan shall not include the initial development or redevelopment of any gambling establishment.

99.1118. In the event a municipality or county desires to designate a development area located in whole or in part outside the incorporated boundaries of the municipality or county and within the boundaries of another municipality or county, such municipality or county shall first obtain the permission of the governing body of such other municipality or county.

99.1120. 1. Except as provided in subsection 4 of this section, a municipality or county which has created a commission under section 99.1104 may:

(1) Approve by ordinance or order the exercise by the commission of the powers, functions, and duties of the commission under the Missouri economic development code; and

(2) After adopting an ordinance or order in accordance with subdivision (1) of this subsection and after receipt of recommendations from the commission in accordance with subsection 3 of this section, by ordinance or order, designate development areas, adopt the development plans and development projects, designate a development project area for each development project adopted, and adopt development financing for each such development project area. No development plan shall be adopted until the development area is designated. No development project shall be adopted until the development plan is adopted and the development project area for each development project shall be designated at the time of adopting the development project.

2. A municipality or county may authorize a commission created under section 99.1104 to exercise all powers and perform all functions of a transportation development district under sections 238.200 to 238.275, RSMo, within a development area.

3. The municipality, county, or commission shall hold public hearings and provide notice under section 99.1122. Within ten days following the completion of any such public hearing, the commission shall vote on and shall make recommendation to the governing body of the municipality or county with regard to any development plan, development projects, designation of a development area or amendments thereto which were proposed at such public hearing.

4. The provisions of the Missouri economic development code shall not be used for any residential development project without the consent of the school boards of all school districts in which such residential development project is wholly or partially located, if all or part of the taxes that would be due to such school districts would be committed by the school district to finance such residential development project.

5. The powers of eminent domain shall not be used by any municipality, county, or commission to acquire any property for use in any project under the Missouri economic development code.

99.1122. 1. Prior to the adoption of the ordinance or order designating a development area, adopting a development plan, or approving a development project, the municipality, county, or commission shall fix a time and place for a public hearing and notify each taxing district located wholly or partially within the boundaries of the proposed development area or development project area affected. Such notice shall comply with the provisions of subsection 2 of this section. At the public hearing, any interested person or affected taxing district may file with the municipality, county or commission written objections to, or comments on, and may be heard orally in respect to, any issues regarding the plan or issues embodied in the notice. The municipality, county, or commission shall hear and consider all protests, objections, comments, and other evidence presented at the hearing. The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing. Prior to the conclusion of the hearing, changes may be made in the development plan, development project, development area or development project area, provided that written notice of such changes is available at the public hearing. After the public hearing, but prior to the adoption of an ordinance or order designating a development area, adopting a development plan or approving a development project, changes may be made to any such proposed development plan, development project, development area, or development project area without a further hearing, if such changes do not enlarge the exterior boundaries of the development area or development project area, and do not substantially affect the general land uses established in a development plan or development project, provided that notice of such changes shall be given by mail to each affected taxing district and by publication in a newspaper of general circulation in the development area or development project area, as applicable, not less than ten days prior to the adoption of the changes by ordinance or order. After the adoption of an ordinance or order designating the development area adopting a development plan, approving a development project, or designating a development project area, no ordinance shall be adopted altering the exterior boundaries of the development area or a development project area or substantially affecting the general land uses established under the development plan or the general nature of a development project without holding a public hearing in accordance with this section. One public hearing may be held for the simultaneous consideration of a development area, development plan, development project, or development project area.

2. Notice of the public hearing required by this section shall be given by publication and mailing. Notice by publication shall be given by publication at least twice, the first publication to be not more than thirty days and the second publication to be not more than ten days prior to the hearing, in a newspaper of general circulation in the proposed development area or development project area, as applicable. Notice by mailing shall be given by depositing such notice in the United States mail by certified mail addressed to the person or persons in whose name the general taxes for the last preceding year were paid or were to have been paid on each lot, block, tract, or parcel of land lying within the proposed development area or development project area, as applicable. Such notice shall be mailed not less than ten working days prior to the date set for the public hearing. In the event taxes for the last preceding year were not paid, the notice shall also be sent to the persons last listed on the tax rolls within the preceding three years as the owners of such property.

3. The notices issued under this section shall include the following:

- (1) The time and place of the public hearing;
- (2) The general boundaries of the proposed development area or development project area, as applicable, by street location, where possible;
- (3) A statement that all interested persons shall be given an opportunity to be heard at the public hearing;
- (4) A description of the development plan and the proposed development projects and a location and time where the entire development plan or development projects proposed may be reviewed by any interested party;
- (5) A statement that development financing involving the dedication of tax revenues by one or more taxing districts is being sought for the project and an estimate of the amount of local development financing that will be requested, if applicable; and
- (6) Such other matters as the municipality, county, or commission may deem appropriate.

4. Not less than forty-five days prior to the date set for the public hearing, the municipality, county, or commission shall give notice by mail as provided in subsection 2 of this section to all taxing districts with jurisdiction over taxable property in the development area or development project area, as applicable, and in addition to the other requirements under subsection 3 of this section, the notice shall include an invitation to each taxing district to submit comments to the municipality, county or commission concerning the subject matter of the hearing prior to the date of the hearing.

99.1124. 1. For the purpose of financing development project costs, obligations may be issued by the municipality or county, or, at the request of the municipality or county, by the commission or any other political subdivision or public entity authorized to issue bonds to pay or reimburse development project costs. Such obligations, when so issued, shall be retired in the manner provided in the ordinance, order or resolution authorizing the issuance of such obligations.

2. Obligations issued under the Missouri economic development code may be issued in one or more series bearing interest at such rate or rates as the issuing entity shall determine by ordinance, order or resolution. Such obligations shall bear such date or dates, be in such denomination, carry such registration privileges, be executed in such manner, be payable in such medium of payment at such place or places, contain such covenants, terms, and conditions, and be subject to redemption as such ordinance, order or resolution shall provide. Obligations issued under the Missouri economic development code shall be sold at public or private sale at such price as shall be determined by the issuing entity and shall state that obligations issued under the Missouri economic development code are special obligations payable solely from the funds specifically pledged. No referendum approval of the electors shall be required as a condition to the issuance of obligations under the Missouri economic development code.

3. In the event the obligations contain a recital that they are issued under the Missouri economic development code, such recital shall be conclusive evidence of their validity and of the regularity of their issuance.

4. Neither the municipality, county, commission, or any other entity issuing such obligations, or the members, commissioners, directors, or the officers of any such entities nor any person executing any obligation shall be personally liable for such obligation by reason of the issuance thereof. The obligations issued under the Missouri economic development code shall not be a general obligation of the municipality, county, or any political subdivision thereof, nor in any event shall such obligation be payable out of any funds or properties other than those specifically pledged as security for such obligations. The obligations shall not constitute indebtedness within the meaning of any constitutional, statutory, or charter debt limitation or restriction.

5. Obligations issued under the Missouri economic development code may be issued to refund, in whole or in part, obligations theretofore issued by such entity under the authority of the Missouri economic development code, whether at or prior to maturity; provided, however, the last maturity of the refunding obligations shall not be expressed to mature later than the last maturity date of the obligations to be refunded.

6. In the event a municipality, county, or commission issues obligations under home rule powers or other legislative authority, the proceeds of which are pledged to pay for development project costs, the municipality, county, or commission may retire such obligations from funds in the special allocation fund in amounts and in such manner as if such obligations had been issued under the provisions of the Missouri economic development code.

99.1126. 1. A municipality or county, after designating a development area, adopting a development plan, and adopting any development project in conformance with the procedures of the Missouri economic development code, may adopt development financing for the development project area selected for any such development project by passing an ordinance or order. Upon the adoption of the first of any such ordinances, the municipality or county shall establish, or shall direct the commission to establish, a special allocation fund for the development area.

2. Immediately upon the adoption of a resolution, ordinance, or order adopting development financing for a development project area under subsection 1 of this section, the county assessor shall determine the total equalized assessed value of all taxable real property within such development project area by adding together the most recently ascertained equalized assessed value of each taxable lot, block, tract, or parcel of real property within such development project area as of the date of the adoption of such resolution, ordinance, or order and shall provide to the clerk of the municipality or county written certification of such amount as the total initial equalized assessed value of the taxable real property within such development project area.

3. For purposes of this section, "levies upon taxable real property in such development area by taxing districts" shall not include the blind pension fund tax levied under the authority of section 38(b), article III, of the Missouri Constitution, the merchants' and manufacturers' inventory replacement tax levied under the authority of subsection 2 of section 6, article X of the Missouri Constitution, the desegregation sales tax, or the conservation taxes. In each of the twenty-five calendar years following the adoption of an ordinance adopting development financing for a development project area under subsection 1 of this section unless and until development financing for such development project area is terminated by ordinance or order of the municipality or county, the ad valorem taxes arising from the levies upon taxable real property in such development project area by taxing districts may, by agreement as provided in this section, be divided as follows:

(1) That portion of taxes, penalties, and interest levied upon each taxable lot, block, tract, or parcel of real property in such development project area which is attributable to the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in such development project area as certified by the county assessor in accordance with subsection 2 of this section shall be allocated to and, when collected, shall be paid by the collecting authority to the respective affected taxing districts in the manner required by law in the absence of the adoption of development financing;

(2) Taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the development project area and any applicable penalty and interest over and above the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in such development project area as certified by the county assessor in accordance with subsection 2 of this section may, by agreement as provided in this section, be allocated to and, when collected, shall be paid to the collecting officer of the municipality or county who shall deposit such payment in the special allocation fund. No part of the current equalized assessed valuation of each taxable lot, block, tract, or parcel of property in any such development project area attributable to any increase above the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in such development project area as certified by the county assessor in accordance with subsection 2 of this section shall be used in calculating the general state school aid formula provided for in section 163.031, RSMo, until development financing for such development project area expires or is terminated in accordance with the Missouri economic development code.

4. In each of the twenty-five calendar years following the adoption of an ordinance, order, or resolution adopting development financing for a development project area under subsection 1 of this section unless and until development financing for such development project area is terminated in accordance with the Missouri economic development code, a percentage of the economic activity taxes from such development project area may, by agreement as provided in this section be allocated to, and paid by the collecting officer of any such economic activity tax to the treasurer or other designated financial officer of the municipality or county, who shall deposit such funds in the special allocation fund.

5. No tax revenue shall be used for development financing as provided in this section unless and until the taxing district levying the tax has approved the use of such revenue for development financing and has set forth such approval in a written agreement with the municipality, county, or commission. The municipality, county, or commission may establish such agreements with any taxing districts for the repayment of obligations issued under the provisions of the Missouri economic development code. Such agreements shall set forth the percentages of economic activity taxes and the amount or percentages of other tax payments that will be pledged by the taxing district for the payment or repayment of any obligations or expenses authorized to be paid under the provisions of the Missouri economic development code. Such agreements shall remain in effect until the obligations or expenses to which such economic activity taxes or tax payments have been pledged have been paid in full or retired. The use of such tax revenue shall not be considered relief from taxation under the provisions of Article X, Section 7 of the Missouri constitution, nor shall any tax be abated or any tax relief provided as a result of the use of development financing under the Missouri economic development code.

99.1128. 1. When all development project costs and all obligations issued to finance development project costs have been paid in full, the municipality or county shall adopt an ordinance terminating development financing for all development project areas. Immediately upon the adoption of such ordinance, all revenues then remaining in the special allocation fund shall be deemed to be surplus funds. Surplus tax payments shall be paid to the county collector who shall immediately thereafter pay such funds to the taxing districts in the development area selected in the same manner and proportion as provided in the agreement established under section 99.1126. Surplus economic activity taxes shall be paid to the taxing districts in the development area in proportion to the then current levy rates of such taxing districts that are attributable to economic activity taxes. Any other funds remaining in the special allocation fund following the adoption of an ordinance terminating development financing in accordance with this section shall be distributed as provided in the agreement established under section 99.1126.

2. Upon the payment of all development project costs, retirement of obligations, and the distribution of any surplus funds under this section, the municipality or county shall adopt an ordinance or order dissolving the special allocation fund and terminating the designation of the development area as a development area.

3. Nothing in the Missouri economic development code shall be construed as relieving property in such areas from paying a uniform rate of taxes, as required by section 3, article X of the Missouri Constitution.

99.1130. 1. An annual statement showing all funds received and expended in that year, the status of the development area, the development plan, the development projects in the development plan, the amount of outstanding obligations, and any additional information that the municipality or county deems necessary shall be published in a newspaper of general circulation in the municipality or county.

2. Five years after the establishment of the development area and the development plan and every five years thereafter the governing body of the municipality, county, or commission shall hold a public hearing regarding the development area and the development plan and the development projects adopted under the Missouri economic development code. The purpose of the hearing shall be to determine if the development area, development plan, and the included development projects are making satisfactory progress under the proposed time schedule contained within the approved development plan for completion of such development projects. Notice of such public hearing shall be given in a newspaper of general circulation in the area served by the municipality, county, or commission once each week for four weeks immediately prior to the hearing.”; and

Further amend said bill, Section 4, Line 47, Page 31, by inserting immediately after all of said line the following:

“Section 1. For purposes of determining eligibility for exemption from sales and use taxes of utilities as prescribed in section 144.030, RSMo, there shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Harris (110) offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 15, Section 99.1116, Line 15, by inserting after the word "establishment" the following:

“or any business involved in any way with embryonic stem cell research or somatic cell nuclear transfer (SCNT).”.

Representative Richard raised a point of order that **House Amendment No. 1 to House Amendment No. 5** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

HCS HBs 1030, 1033, 1146, 1225 & 1326, as amended, with House Amendment No. 1 to House Amendment No. 5 and House Amendment No. 5, pending, was laid over.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Ali Dalton and Chandler Dalton.

HOUSE RESOLUTION

Representative Bruns offered House Resolution No. 1720.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1667
through
House Resolution No. 1688 - Representative Sander
House Resolution No. 1689 - Representative Fares
House Resolution No. 1690 - Representative Bowman
House Resolution No. 1691 - Representative Quinn
House Resolution No. 1692 - Representatives Wallace and Wood
House Resolution No. 1693
through
House Resolution No. 1697 - Representative Aull
House Resolution No. 1698
through
House Resolution No. 1711 - Representative Icet
House Resolution No. 1712 - Representatives Pratt and Burnett
House Resolution No. 1713
through
House Resolution No. 1719 - Representative Wilson (119)
House Resolution No. 1721 - Representative Guest
House Resolution No. 1722 - Representative Robb
House Resolution No. 1723 - Representative Flook
House Resolution No. 1724 - Representative Nieves
House Resolution No. 1725
through
House Resolution No. 1738 - Representative Sander
House Resolution No. 1739
and
House Resolution No. 1740 - Representative Cooper (158)
House Resolution No. 1741 - Representative Wagner
House Resolution No. 1742 - Representative Jetton
House Resolution No. 1743 - Representative Schneider
House Resolution No. 1744 - Representative Lipke
House Resolution No. 1745 - Representative El-Amin
House Resolution No. 1746 - Representative Jetton
House Resolution No. 1747 - Representative Curls
House Resolution No. 1748 - Representative Kingery
House Resolution No. 1749
through
House Resolution No. 1753 - Representative Lipke

HOUSE CONCURRENT RESOLUTION

Representative Cunningham (86), et al., offered House Concurrent Resolution No. 45.

PERFECTION OF HOUSE BILL

HCS HBs 1783 & 1479, relating to the scholarships tax credit program, was taken up by Representative Bearden.

HCS HBs 1783 & 1479 was placed on the Informal Calendar.

Representative Rector assumed the Chair.

THIRD READING OF HOUSE BILL - CONSENT

HCS HB 1559, relating to the donation of food, was taken up by Representative Cunningham (86).

On motion of Representative Cunningham (86), **HCS HB 1559** was read the third time and passed by the following vote:

AYES: 141

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brooks	Brown 50	Bruns	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 158	Cunningham 145
Cunningham 86	Curls	Dake	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Frame	Franz	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	Liese	Lipke	Loehner
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 009

Bowman	Burnett	Darrough	Fraser	Hughes
Low 39	Lowe 44	Skaggs	Spreng	

PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Boykins	Brown 30	Cooper 155	Corcoran
Flook	LeVota	Marsh	Meadows	Page
Parker	Rucker	Sutherland		

Representative Rector declared the bill passed.

PERFECTION OF HOUSE BILL

HCS HBs 1030, 1033, 1146, 1225 & 1326, as amended, with House Amendment No. 1 to House Amendment No. 5 and House Amendment No. 5, pending, relating to political subdivisions, was again taken up by Representative Johnson (47).

House Amendment No. 5 was withdrawn.

Representative Harris (110) raised a point of order that **House Amendment No. 1 to House Amendment No. 5** needs to be dispensed with before taking action on **House Amendment No. 5**.

Speaker Pro Tem Bearden resumed the Chair.

The Chair ruled the point of order not well taken.

Representative Phillips offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 50.327, Page 2, Line 15, by inserting after all of said line the following:

“50.660. **1.** All contracts shall be executed in the name of the county, or in the name of a township in a county with a township form of government, by the head of the department or officer concerned, except contracts for the purchase of supplies, materials, equipment or services other than personal made by the officer in charge of purchasing in any county or township having the officer. No contract or order imposing any financial obligation on the county or township is binding on the county or township unless it is in writing and unless there is a balance otherwise unencumbered to the credit of the appropriation to which it is to be charged and a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made, each sufficient to meet the obligation incurred and unless the contract or order bears the certification of the accounting officer so stating; except that in case of any contract for public works or buildings to be paid for from bond funds or from taxes levied for the purpose it is sufficient for the accounting officer to certify that the bonds or taxes have been authorized by vote of the people and that there is a sufficient unencumbered amount of the bonds yet to be sold or of the taxes levied and yet to be collected to meet the obligation in case there is not a sufficient unencumbered cash balance in the treasury. All contracts and purchases shall be let to the lowest and best bidder after due opportunity for competition, including advertising the proposed letting in a newspaper in the county or township with a circulation of at least five hundred copies per issue, if there is one, except that the advertising is not required in case of contracts or purchases involving an expenditure of less than four thousand five hundred dollars. It is not necessary to obtain bids on any purchase in the amount of four thousand five hundred

dollars or less made from any one person, firm or corporation during any period of ninety days. All bids for any contract or purchase may be rejected and new bids advertised for. Contracts which provide that the person contracting with the county or township shall, during the term of the contract, furnish to the county or township at the price therein specified the supplies, materials, equipment or services other than personal therein described, in the quantities required, and from time to time as ordered by the officer in charge of purchasing during the term of the contract, need not bear the certification of the accounting officer, as herein provided; but all orders for supplies, materials, equipment or services other than personal shall bear the certification. In case of such contract, no financial obligation accrues against the county or township until the supplies, materials, equipment or services other than personal are so ordered and the certificate furnished.

2. Notwithstanding the provisions of subsection 1 of this section to the contrary, in any county of the first classification, advertising shall not be required in the case of contracts or purchases involving an expenditure of less than seven thousand five hundred dollars, nor shall it be necessary to obtain bids on any purchase in the amount of seven thousand five hundred dollars or less made from any one person, firm or corporation during any period of ninety days.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Phillips, **House Amendment No. 6** was adopted.

Representative Smith (118) offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 50.800, Pages 2-6, Lines 1-132, by deleting all of said section from the substitute; and

Further amend said substitute, Section 50.810, Pages 6-7, Lines 1-32, by deleting all of said section from the substitute; and

Further amend said substitute, Section 50.815, Pages 7-8, Lines 1-56, by deleting all of said section from the substitute; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Rector resumed the Chair.

On motion of Representative Smith (118), **House Amendment No. 7** was adopted.

Representative St. Onge offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 94.860, Page 22, Line 106, by inserting after the second occurrence of the word “**service**” the following:

“in any county with a charter form of government and with more than one million inhabitants”; and

Further amend said bill, Section 321.552, Page 28, Line 72, by inserting after the second occurrence of the word “**district**” the following:

“in any county with a charter form of government and with more than one million inhabitants”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative St. Onge, **House Amendment No. 8** was adopted.

Representative Hunter offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 25, Section 228.190, Line 14, by inserting after all of said line the following:

"260.830. 1. Any county of the third classification or any county of the second classification with more than forty-eight thousand two hundred but less than forty-eight thousand three hundred inhabitants or any county of the fourth classification with more than forty-eight thousand two hundred but less than forty-eight thousand three hundred inhabitants **or any county of the first classification with more than one hundred four thousand six hundred but fewer than one hundred four thousand seven hundred inhabitants** may, by a majority vote of its governing body, impose a landfill fee pursuant to this section and section 260.831, for the benefit of the county. No order or ordinance enacted pursuant to the authority granted by this section shall be effective unless the governing body of the county submits to the qualified voters of the county, at a public election, a proposal to authorize the governing body of the county to impose a fee under the provisions of this section. The ballot of submission shall be in substantially the following form:

Shall the county of (insert name of county) impose a landfill fee of (insert amount of fee per ton or volumetric equivalent of solid waste)?

☐ YES

☐ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the order or ordinance and any amendments thereto shall become effective on the first day of the calendar quarter immediately after such election results are certified. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the county shall have no power to impose the fee authorized by this section unless and until the governing body of the county shall again have submitted another proposal to authorize the governing body of the county to impose such fee, and the proposal is approved by a majority of the qualified voters voting thereon. If an economic development authority does not exist in a county at the time that a landfill fee is adopted by such county under this section, then the governing body of such county shall establish an economic development authority in the county.

2. The landfill fee authorized by such an election may not exceed one dollar and fifty cents per ton or its volumetric equivalent of solid waste accepted, which charge may be in addition to any such fee currently imposed pursuant to the provisions of section 260.330.

260.831. 1. Each operator of a solid waste sanitary or demolition landfill in any county wherein a landfill fee has been approved by the voters pursuant to section 260.830 shall collect a charge equal to the charge authorized by the voters in such election, not to exceed one dollar and fifty cents per ton or its volumetric equivalent of solid waste accepted. Such fee shall be collected in addition to any fee authorized or imposed pursuant to the provisions of section 260.330, and shall be paid to such operator by all political subdivisions, municipalities, corporations, entities or persons disposing of solid waste or demolition waste, whether pursuant to contract or otherwise, and notwithstanding that any such contract may provide for collection, transportation and disposal of such waste at a fixed fee. Any such contract providing for collections, transportation and disposal of such waste at a fixed fee which is in force on August 28, [2003] **2006**, shall be renegotiated by the parties to the contract to include the additional fee imposed by this section. Each such operator shall submit the charge, less collection costs, to the governing body of the county, which shall dedicate such funds for use by the industrial development authority within the county and such funds shall be used by the county commission or authority for economic development within the county. Collection costs shall be the same as established by the department of natural resources pursuant to section 260.330, and shall not exceed two percent of the amount collected pursuant to this section.

2. The charges established in this section shall be enumerated separately from any disposal fee charged by the landfill. After January 1, 1994, the fee authorized under section 260.830 and this section shall be stated as a separate surcharge on each individual solid waste collection customer's invoice and shall also indicate whether the county commission or economic development authority receives the funds. Moneys transmitted to the governing body of the county shall be no less than the amount collected less collection costs and in a form, manner and frequency as the

governing body may prescribe. Failure to collect such charge shall not relieve the operator from responsibility for transmitting an amount equal to the charge to the governing body."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Hunter, **House Amendment No. 9** was adopted.

Representative Schlottach offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 67.1003, Page 14, Line 39, by inserting after all of said line the following:

"67.1360. The governing body of:

- (1) A city with a population of more than seven thousand and less than seven thousand five hundred;
- (2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;
- (3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;
- (4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;
- (5) Any city having a population of more than three thousand but less than eight thousand inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;
- (6) Any city having a population of less than two hundred fifty inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;
- (7) Any fourth class city having a population of more than two thousand five hundred but less than three thousand inhabitants in a county of the third classification having a population of more than twenty-five thousand but less than twenty-seven thousand inhabitants;
- (8) Any third class city with a population of more than three thousand two hundred but less than three thousand three hundred located in a county of the third classification having a population of more than thirty-five thousand but less than thirty-six thousand;
- (9) Any county of the second classification without a township form of government and a population of less than thirty thousand;
- (10) Any city of the fourth class in a county of the second classification without a township form of government and a population of less than thirty thousand;
- (11) Any county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;
- (12) Any city of the fourth class with a population of more than one thousand eight hundred but less than two thousand in a county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;
- (13) Any city of the third class with a population of more than seven thousand two hundred but less than seven thousand five hundred within a county of the third classification with a population of more than twenty-one thousand but less than twenty-three thousand;
- (14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;
- (15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;

(19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;

(20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;

(22) Any third class city with a population of more than nine thousand five hundred but less than nine thousand seven hundred inhabitants located in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(23) Any city of the fourth classification with more than five thousand two hundred but less than five thousand three hundred inhabitants located in a county of the third classification without a township form of government and with more than twenty-four thousand five hundred but less than twenty-four thousand six hundred inhabitants;

(24) Any third class city with a population of more than nineteen thousand nine hundred but less than twenty thousand in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(25) Any city of the fourth classification with more than two thousand six hundred but less than two thousand seven hundred inhabitants located in any county of the third classification without a township form of government and with more than fifteen thousand three hundred but less than fifteen thousand four hundred inhabitants;

(26) Any county of the third classification without a township form of government and with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

(27) Any city of the fourth classification with more than five thousand four hundred but fewer than five thousand five hundred inhabitants and located in more than one county;

(28) Any city of the fourth classification with more than six thousand three hundred but fewer than six thousand five hundred inhabitants and located in more than one county **through the creation of a tourism district which may include, in addition to the geographic area of such city, the area encompassed by the portion of the school district, located within a county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, having an average daily attendance for school year 2005 between one thousand eight hundred fifty and one thousand nine hundred;**

(29) Any city of the fourth classification with more than seven thousand seven hundred but less than seven thousand eight hundred inhabitants located in a county of the first classification with more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred inhabitants;

(30) Any city of the fourth classification with more than two thousand nine hundred but less than three thousand inhabitants located in a county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants; or

(31) Any city of the third classification with more than nine thousand three hundred but less than nine thousand four hundred inhabitants;

may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns and campgrounds and any docking facility which rents slips to recreational boats which are used by transients for sleeping, which shall be at least two percent, but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schlottach, **House Amendment No. 10** was adopted.

Representative Villa offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 72.080, Page 19, Line 67, by inserting after all of said line the following:

“92.500. 1. The governing body of any city not within a county may impose, by order or ordinance, a sales tax on all retail sales made within the city which are subject to sales tax under chapter 144, RSMo. The tax authorized in this section shall not exceed one-half of one percent, and shall be imposed solely for the purpose of providing revenues for the operation of public safety departments, including police and fire departments, and for compensation, pension programs, and health care for employees and pensioners of the public safety departments. The tax authorized in this section shall be in addition to all other sales taxes imposed by law, and shall be stated separately from all other charges and taxes. The order or ordinance shall not become effective unless the governing body of the city submits to the voters residing within the city at a state general, primary, or special election a proposal to authorize the governing body of the city to impose a tax under this section.

2. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert the name of the city) impose a sales tax at a rate of (insert rate of percent) percent, solely for the purpose of providing revenues for the operation of public safety departments of the city?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter immediately following notification to the department of revenue. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

3. All revenue collected under this section by the director of the department of revenue on behalf of any city, except for one percent for the cost of collection which shall be deposited in the state's general revenue fund, shall be deposited in a special trust fund, which is hereby created and shall be known as the "Public Safety Protection Sales Tax Fund", and shall be used solely for the designated purposes. Moneys in the fund shall not be deemed to be state funds, and shall not be commingled with any funds of the state. The director may make refunds from the amounts in the trust fund and credited to the city for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such city. Any funds in the special trust fund which are not needed for current expenditures shall be invested in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. The director shall keep accurate records of the amounts in the fund, and such records shall be open to the inspection of the officers of such city and to the public. Not later than the tenth day of each month, the director shall distribute all moneys deposited in the fund during the preceding month to the city. Such funds shall be deposited with the treasurer of the city, and all expenditures of moneys from the fund shall be by an appropriation ordinance enacted by the governing body of the city.

4. On or after the effective date of the tax, the director of revenue shall be responsible for the administration, collection, enforcement, and operation of the tax, and sections 32.085 and 32.087, RSMo, shall apply. In order to permit sellers required to collect and report the sales tax to collect the amount required to be reported and remitted, but not to change the requirements of reporting or remitting the tax, or to serve as a levy of the tax, and in order to avoid fractions of pennies, the governing body of the city may authorize the use of a bracket system similar to that authorized in section 144.285, RSMo, and notwithstanding the provisions of that section, this new bracket system shall be used where this tax is imposed and shall apply to all taxable transactions.

Beginning with the effective date of the tax, every retailer in the city shall add the sales tax to the sale price, and this tax shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same manner as the purchase price. For purposes of this section, all retail sales shall be deemed to be consummated at the place of business of the retailer.

5. All applicable provisions in sections 144.010 to 144.525, RSMo, governing the state sales tax, and section 32.057, RSMo, the uniform confidentiality provision, shall apply to the collection of the tax, and all exemptions granted to agencies of government, organizations, and persons under sections 144.010 to 144.525, RSMo, are hereby made applicable to the imposition and collection of the tax. The same sales tax permit, exemption certificate, and retail certificate required by sections 144.010 to 144.525, RSMo, for the administration and collection of the state sales tax shall satisfy the requirements of this section, and no additional permit or exemption certificate or retail certificate shall be required; except that, the director of revenue may prescribe a form of exemption certificate for an exemption from the tax. All discounts allowed the retailer under the state sales tax for the collection of and for payment of taxes are hereby allowed and made applicable to the tax. The penalties for violations provided in section 32.057, RSMo, and sections 144.010 to 144.525, RSMo, are hereby made applicable to violations of this section. If any person is delinquent in the payment of the amount required to be paid under this section, or in the event a determination has been made against the person for the tax and penalties under this section, the limitation for bringing suit for the collection of the delinquent tax and penalties shall be the same as that provided in sections 144.010 to 144.525, RSMo.

6. The governing body of any city that has adopted the sales tax authorized in this section may submit the question of repeal of the tax to the voters on any date available for elections for the city. The ballot of submission shall be in substantially the following form:

Shall (insert the name of the city) repeal the sales tax imposed at a rate of (insert rate of percent) percent for the purpose of providing revenues for the operation of public safety departments of the city?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

7. Whenever the governing body of any city that has adopted the sales tax authorized in this section receives a petition, signed by a number of registered voters of the city equal to at least two percent of the number of registered voters of the city voting in the last gubernatorial election, calling for an election to repeal the sales tax imposed under this section, the governing body shall submit to the voters of the city a proposal to repeal the tax. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the repeal, the repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

8. If the tax is repealed or terminated by any means, all funds remaining in the special trust fund shall continue to be used solely for the designated purposes, and the city shall notify the director of the department of revenue of the action at least ninety days before the effective date of the repeal and the director may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such city, the director shall remit the balance in the account to the city and close the account of that city. The director shall notify each city of each instance of any amount refunded or any check redeemed from receipts due the city.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Villa, **House Amendment No. 11** was adopted.

Representative Dougherty offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 19, Section 72.080, Line 67, by inserting after all of said line the following:

"82.301. No ordinance adopted by any home rule city with more than four hundred thousand inhabitants and located in more than one county shall be construed to prohibit the use of any tobacco product, as such term is defined in section 149.011, RSMo, in any facility owned and operated by any entity that is exempt from taxation under Section 501(c)(10) of the Internal Revenue Code of 1986, as amended."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Dougherty, **House Amendment No. 12** was adopted.

Representative Burnett offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 31, Line 5, by inserting after all of said line the following:

"479.020. 1. Any city, town or village, including those operating under a constitutional or special charter, may, and cities with a population of four hundred thousand or more shall, provide by ordinance or charter for the selection, tenure and compensation of a municipal judge or judges consistent with the provisions of this chapter who shall have original jurisdiction to hear and determine all violations against the ordinances of the municipality. The method of selection of municipal judges shall be provided by charter or ordinance. Each municipal judge shall be selected for a term of not less than two years as provided by charter or ordinance.

2. Except where prohibited by charter or ordinance, the municipal judge may be a part-time judge and may serve as municipal judge in more than one municipality.

3. No person shall serve as a municipal judge of any municipality with a population of seven thousand five hundred or more or of any municipality in a county of the first class with a charter form of government unless the person is licensed to practice law in this state unless, prior to January 2, 1979, such person has served as municipal judge of that same municipality for at least two years.

4. Notwithstanding any other statute, a municipal judge need not be a resident of the municipality or of the circuit in which the municipal judge serves except where ordinance or charter provides otherwise. Municipal judges shall be residents of Missouri.

5. Judges selected under the provisions of this section shall be municipal judges of the circuit court and shall be divisions of the circuit court of the circuit in which the municipality, or major geographical portion thereof, is located. The judges of these municipal divisions shall be subject to the rules of the circuit court which are not inconsistent with the rules of the supreme court. The presiding judge of the circuit shall have general administrative authority over the judges and court personnel of the municipal divisions within the circuit.

6. No municipal judge shall hold any other office in the municipality which the municipal judge serves as judge. The compensation of any municipal judge and other court personnel shall not be dependent in any way upon the number of cases tried, the number of guilty verdicts reached or the amount of fines imposed or collected.

7. Municipal judges shall be at least twenty-one years of age. No person shall serve as municipal judge after that person has reached that person's seventy-fifth birthday, **except municipal judges in any home rule city with more than four hundred thousand inhabitants and located in more than one county in which case no person shall serve as municipal judge after that person has reached that person's sixty-fifth birthday.**

8. Within six months after selection for the position, each municipal judge who is not licensed to practice law in this state shall satisfactorily complete the course of instruction for municipal judges prescribed by the supreme court. The state courts administrator shall certify to the supreme court the names of those judges who satisfactorily complete

the prescribed course. If a municipal judge fails to complete satisfactorily the prescribed course within six months after the municipal judge's selection as municipal judge, the municipal judge's office shall be deemed vacant and such person shall not thereafter be permitted to serve as a municipal judge, nor shall any compensation thereafter be paid to such person for serving as municipal judge."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Burnett, **House Amendment No. 13** was adopted.

Representative Oxford offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 67.1003, Page 14, Line 39, by inserting after all of said line the following:

"67.1806. 1. The regional taxicab commission shall consist of a chairperson plus eight members, four of whom shall be appointed by the chief executive of the city with approval of the board of aldermen, and four of whom shall be appointed by the chief executive of the county with approval of the governing body of the county. Of the eight members first appointed, one city appointee and one county appointee shall be appointed to a four-year term, two city appointees and two county appointees shall be appointed to a three-year term, and one city appointee and one county appointee shall be appointed to a one-year term. Members appointed after the expiration of these initial terms shall serve a four-year term. The chief executive officer of the city and the chief executive officer of the county shall alternately appoint a chairperson who shall serve a term of three years. The respective chief executive who appoints the members of the commission shall appoint members to fill unexpired terms resulting from any vacancy of a person appointed by that chief executive. All members and the chairperson must reside within the district while serving as a member. All members shall serve without compensation. [Nothing shall prohibit a representative of the taxicab industry from being chairperson.] **No owner, employee, shareholder, or independent contractor over whom the commission has oversight, or any person who stands to benefit economically or politically, directly or indirectly, shall be appointed to the commission. No member of the commission shall be related to a representative of the transportation industry within the third degree of consanguinity or affinity.**

2. [In making the eight appointments set forth in subsection 1 of this section, the chief executive officer of the city and the chief executive officer of the county shall collectively select four representatives of the taxicab industry. Such four representatives of the taxicab industry shall include at least one from each of the following:

(1) An owner or designated assignee of a taxicab company which holds at least one but no more than one hundred taxicab licenses;

(2) An owner or designated assignee of a taxicab company which holds at least one hundred one taxicab licenses or more;

(3) A taxicab driver, excluding any employee or independent contractor of a company currently represented on the commission.

The remaining five commission members shall be designated "at large" and shall not be a representative of the taxicab industry or be the spouse of any such person nor be an individual who has a direct material or financial interest in such industry. If any representative of the taxicab industry resigns or is otherwise unable to serve out the term for which such representative was appointed, a similarly situated representative of the taxicab industry shall be appointed to complete the specified term.] **An advisory committee composed of ten representatives of the transportation industry shall be established to advise the commission from time to time. Such ten representatives of the transportation industry shall be named by the commission and shall include a diverse representation from the full range of transportation modes regulated by the commission, including but not limited to small and large "on-call" taxicab companies, airport taxi companies, and companies using luxury transportation, courtesy vehicles, rickshaws, horse-drawn carriages, paratransit vehicles, and other transportation equipment."**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Oxford, **House Amendment No. 14** was adopted.

Representative Witte offered **House Amendment No. 15.**

House Amendment No. 15

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 23, Section 138.135, Line 15, by inserting after all of said line the following:

"162.441. 1. If any school district desires to be attached to one or more adjacent seven-director school districts for school purposes, upon the receipt of a petition setting forth such fact, signed either by voters of the district equal in number to ten percent of those voting in the last school election at which school board members were elected or by a majority of the voters of the district, whichever is the lesser, **but in no event less than fifty voters**, the school board of the district desiring to be so attached shall submit the question to the voters.

2. As an alternative to the procedure in subsection 1 of this section, a seven-director district may, by a majority vote of its board of education, propose a plan to the voters of the district to attach the district to one or more adjacent seven-director districts and call for an election upon the question of such plan.

3. A plat of the proposed changes to all affected districts shall be published and posted with the notice of election.

4. The question shall be submitted in substantially the following form:

Shall the school district be annexed to the school districts effective the day of,?

5. If a majority of the votes cast in the district proposing annexation favor annexation, the secretary shall certify the fact, with a copy of the record, to the board of the district and to the boards of the districts to which annexation is proposed; whereupon the boards of the seven-director districts to which annexation is proposed shall meet to consider the advisability of receiving the district or a portion thereof, and if a majority of all the members of each board favor annexation, the boundary lines of the seven-director school districts from the effective date shall be changed to include the district, and the board shall immediately notify the secretary of the district which has been annexed of its action.

6. Upon the effective date of the annexation, all indebtedness, property and money on hand belonging thereto shall immediately pass to the seven-director school district. If the district is annexed to more than one district, the provisions of sections 162.031 and 162.041 shall apply."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Witte, **House Amendment No. 15** was adopted.

Representative Black offered **House Amendment No. 16.**

House Amendment No. 16

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 9, Section 67.304, Line 21, by inserting after said line the following:

"67.547. 1. In addition to the tax authorized by section 67.505, any county may, by a majority vote of its governing body, impose an additional county sales tax on all sales which are subject to taxation under the provisions of sections 144.010 to 144.525, RSMo. The tax authorized by this section shall be in addition to any and all other sales tax allowed by law; except that no ordinance or order imposing a sales tax under the provisions of this section shall be effective unless the governing body of the county submits to the voters of the county, at a county or state general, primary or special election, a proposal to authorize the governing body of the county to impose such tax.

2. The ballot of submission shall contain, but need not be limited to the following language:

Shall the county of (county's name) impose a countywide sales tax of (insert rate) percent?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance or order and any amendments thereto shall be in effect. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the county shall have no power to impose the sales tax as herein authorized unless and until the governing body of the county submits another proposal to authorize the governing body of the county to impose the sales tax under the provisions of this section and such proposal is approved by a majority of the qualified voters voting thereon.

3. The sales tax may be imposed at a rate of one-eighth of one percent, one-fourth of one percent, three-eighths of one percent, or one-half of one percent on the receipts from the sale at retail of all tangible personal property or taxable services at retail within any county adopting such tax, if such property and services are subject to taxation by the state of Missouri under the provisions of sections 144.010 to 144.525, RSMo.

4. Except as modified in this section, all provisions of sections 32.085 and 32.087, RSMo, shall apply to the tax imposed under this section.

5. In any first class county having a charter form of government and having a population of nine hundred thousand or more, the proceeds of the sales tax authorized by this section shall be distributed so that an amount equal to three-eighths of the proceeds of the tax shall be distributed to the county and the remaining five-eighths shall be distributed to the cities, towns and villages and the unincorporated area of the county on the ratio that the population of each bears to the total population of the county. The population of each city, town or village and the unincorporated area of the county and the total population of the county shall be determined on the basis of the most recent federal decennial census.

6. In any county of the second classification with more than nineteen thousand seven hundred but fewer than nineteen thousand eight hundred inhabitants, the proceeds of the sales tax authorized by this section shall be distributed so that an amount equal to three-fourths of the proceeds of the tax shall be distributed to the county and the remaining one-fourth shall be distributed equally among the incorporated cities, towns, and villages of the county. Upon request from any city, town, or village within the county, the county shall make available for inspection the distribution report provided to the county by the department of revenue. Any expenses incurred by the county in supplying such report to a city, town, or village shall be paid by such city, town, or village.

7. In any first class county having a charter form of government and having a population of nine hundred thousand or more, no tax shall be imposed pursuant to this section for the purpose of funding in whole or in part the construction, operation or maintenance of a sports stadium, field house, indoor or outdoor recreational facility, center, playing field, parking facility or anything incidental or necessary to a complex suitable for any type of professional sport or recreation, either upon, above or below the ground.

[7.] 8. The director of revenue may authorize the state treasurer to make refunds from the amounts in the trust fund and credited to any county for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such counties. If any county abolishes the tax, the county shall notify the director of revenue of the action at least ninety days prior to the effective date of the repeal and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such county, the director of revenue shall remit the balance in the account to the county and close the account of that county. The director of revenue shall notify each county of each instance of any amount refunded or any check redeemed from receipts due the county.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black, **House Amendment No. 16** was adopted.

Representative Cooper (120) assumed the Chair.

Representative Wood offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 19, Section 72.080, Line 67, by inserting after all of said line the following:

"94.839. 1. The governing body of any city of the fourth classification with more than two thousand two hundred but fewer than two thousand three hundred inhabitants and located in any county of the third classification without a township form of government and with more than twenty-eight thousand six hundred but fewer than twenty-eight thousand seven hundred inhabitants may impose, by order or ordinance, a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city or a portion thereof. The tax shall be not more than four percent per occupied room per night, and shall be imposed solely for the purpose of promoting tourism and constructing or maintaining infrastructure improvements. The tax authorized in this section shall be in addition to the charge for the sleeping room and all other taxes imposed by law, and shall be stated separately from all other charges and taxes. The order or ordinance shall not become effective unless the governing body of the city submits to the voters of the city at a state general, primary, or special election a proposal to authorize the governing body of the city to impose a tax under this section.

2. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert the name of the city) impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in (name of city) at a rate of (insert rate of percent) percent, solely for the purpose of promoting tourism and infrastructure improvements?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters of the city and such question is approved by a majority of the qualified voters of the city voting on the question.

3. All revenue generated by the tax shall be deposited in a special trust fund and shall be used solely for the designated purposes. Fifty percent of such revenue shall be used by the city solely for promoting tourism, and fifty percent of such revenue shall be used by the city solely for constructing or maintaining infrastructure improvements. If the tax is repealed, all funds remaining in the special trust fund shall continue to be used solely for the designated purposes. Any funds in the special trust fund that are not needed for current expenditures may be invested by the governing body in accordance with applicable laws relating to the investment of other city funds. Any interest and moneys earned on such investments shall be credited to the fund.

4. The governing body of any city that has adopted the tax authorized in this section may submit the question of repeal of the tax to the voters on any date available for elections for the city. The ballot of submission shall be in substantially the following form:

Shall (insert the name of the city) repeal the tax imposed at a rate of (insert rate of percent) percent for promoting tourism and infrastructure improvements?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the proposal are in favor of repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters of the city, and the repeal is approved by a majority of the qualified voters voting on the question.

5. Whenever the governing body of any city that has adopted the tax authorized in this section receives a petition, signed by a number of registered voters of the city equal to at least ten percent of the number of registered voters of the city voting in the last gubernatorial election, calling for an election to repeal the tax imposed under this section, the governing body shall submit to the voters of the city a proposal to repeal the tax. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the repeal, that

repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the tax shall remain effective until the question is resubmitted under this section to the qualified voters of the city and the repeal is approved by a majority of the qualified voters voting on the question.

6. As used in this section, "transient guests" means a person or persons who occupy a room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 17** was adopted.

Representative Dusenberg offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 25, Section 190.053, Line 18, by inserting after all of said line the following:

"193.065. The state registrar may appoint local registrars, each of whom shall be a person employed by an official county **or city** health agency except as otherwise herein provided. Each local registrar shall be authorized under the provisions of section 193.255 and subsection 2 of section 193.265 to issue certifications of death records. A local registrar, with the approval of the state registrar, may appoint deputies to carry out some or all of the responsibilities of the local registrar as provided in sections 193.005 to 193.325 or the regulations promulgated pursuant thereto. The local registrars shall immediately report to the state registrar violations of sections 193.005 to 193.325 or the regulations promulgated pursuant thereto. In any city not within a county, the state registrar shall appoint the recorder of deeds for such city as the local registrar."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Dusenberg, **House Amendment No. 18** was adopted.

Representative Nance offered **House Amendment No. 19**.

House Amendment No. 19

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 67.2040, Page 17, Line 115, by inserting the following after all of said line:

"67.2715. 1. The governing body of any city of the third classification with more than ten thousand eight hundred but less than ten thousand nine hundred inhabitants located at least partly within a county of the first classification with more than one hundred eighty-four thousand but less than one hundred eighty-eight thousand inhabitants is hereby authorized to impose, by ordinance or order, a sales tax in the amount of up to one-half of one percent on all retail sales made in such city that are subject to taxation under the provisions of sections 144.010 to 144.525, RSMo, for the purpose of constructing, equipping, operating, and maintaining a community center for such city, which may be funded by issuing bonds that will be retired by the revenues received from the sales tax authorized by this section or the retirement of debt under previously authorized bonded indebtedness. The tax authorized by this section shall be in addition to any and all other sales taxes allowed by law, except that no ordinance or order imposing a sales tax under the provisions of this section shall be effective unless the governing body of the city submits to the voters of the city, at a county or state general, primary, or special election, a proposal to authorize the governing body of the city to impose a tax.

2. The ballot of submission shall contain, but need not be limited to:

(1) If the proposal submitted involves only authorization to impose the tax authorized by this section, the following language:

"Shall the municipality of(municipality's name) impose a sales tax of (insert amount) for the purpose of constructing, equipping, operating, and maintaining a community center, which may include the retirement of debt under previously authorized bonded indebtedness?"

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No"; or

(2) If the proposal submitted involves authorization to issue bonds and repay such bonds with revenues from the tax authorized by this section, the following language:

"Shall the municipality of(municipality's name) issue bonds in the amount of (insert amount) to fund the cost of constructing, equipping, operating, and maintaining a community center impose a sales tax of(insert amount) to repay bonds?"

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, including when the proposal authorizes the reduction of debt under previously authorized bonded indebtedness under subdivision (1) of this subsection, then the ordinance or order and any amendments thereto shall be in effect, except that any proposal submitted under subdivision (2) of this subsection to issue bonds and impose a sales tax to retire such bonds must be approved by the constitutionally required percentage of the voters voting thereon to become effective. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the municipality shall have no power to issue any bonds or impose the sales tax authorized in this section unless and until the governing body of the municipality shall again have submitted another proposal to authorize the governing body of the municipality to issue any bonds or impose the sales tax authorized by this section, and such proposal is approved by the requisite majority of the qualified voters voting thereon; however, in no event shall a proposal under this section be submitted to the voters sooner than twelve months from the date of the last proposal pursuant to this section. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter immediately following notification to the department of revenue.

3. All revenue received by a city from the tax authorized under the provisions of this section shall be deposited in a special trust fund and shall be used solely for constructing, equipping, operating, and maintaining a community center for such city for so long as the tax shall remain in effect. The provisions of this subsection shall apply only to taxes authorized by this section which have not been imposed to retire bonds issued under this section.

4. All revenue received by a municipality that issues bonds under this section and imposes the tax authorized by this section to retire such bonds shall be deposited in a special trust fund and shall be used solely to retire such bonds, except to the extent that such funds are required for the operation and maintenance of the community center. Once all of such bonds have been retired, all funds remaining in the special trust fund required by this subsection shall be used solely for the operation and maintenance of the capital improvements made with the revenue received as a result of the issuance of such bonds. Any funds in the special trust fund required by this subsection which are not needed to meet current obligations under the bonds issued under this section may be invested by the governing body in accordance with applicable laws relating to the investment of other municipal funds. The provisions of this subsection shall apply only to taxes authorized by this section that have been imposed to retire bonds issued under this section.

5. No tax imposed under this section for the purpose of retiring bonds issued under this section may be terminated until all of such bonds have been retired.

6. Once the tax authorized by this section is abolished or is terminated by any means, all funds remaining in the special trust fund shall be used solely for operating and maintaining the community center for the city. Any funds in such special trust fund that are not needed for current expenditures may be invested by the governing body in accordance with applicable laws relating to the investment of other city funds.

7. All sales taxes collected by the director of the department of revenue under this section on behalf of any city, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, RSMo, shall be deposited in a special trust fund, which is hereby created in the state treasury, to be known as the "City Community Center Tax Trust Fund". The moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The provisions of section 33.080, RSMo, to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of the general revenue fund. The director of the department of

revenue shall keep accurate records of the amount of money in the trust and which was collected in each city imposing a sales tax under this section, and the records shall be open to the inspection of officers of the city and the public. Not later than the tenth day of each month the director of the department of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the city that levied the tax. Such funds shall be deposited with the city treasurer of each such city, and all expenditures of funds arising from the trust fund shall be by an appropriation act to be enacted by the governing body of each such city. Expenditures may be made from the fund for any functions authorized in the ordinance or order adopted by the governing body submitting the tax to the voters.

8. The director of the department of revenue may authorize the state treasurer to make refunds from the amounts in the trust fund and credited to any city for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such cities. If any city abolishes the tax, the city shall notify the director of the department of revenue of the action at least ninety days prior to the effective date of the repeal, and the director of the department of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such city, the director of the department of revenue shall remit the balance in the account to the city and close the account of that city. The director of the department of revenue shall notify each city of each instance of any amount refunded or any check redeemed from receipts due the city.

9. Except as modified in this section, all provisions of sections 32.085 and 32.087, RSMo, shall apply to the tax imposed pursuant to this section.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Nance, **House Amendment No. 19** was adopted.

Representative Ervin offered **House Amendment No. 20**.

House Amendment No. 20

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 23, Section 138.135, Line 15, by inserting after all of said line the following:

"139.100. 1. If any taxpayer shall fail or neglect to pay to the collector his taxes at the time required by law, then it shall be the duty of the collector, after the first day of January then next ensuing, to collect and account for, as other taxes, an additional tax, as penalty, the amount provided for in section 140.100, RSMo.

2. Collectors shall, on the day of their annual settlement with the county governing body, file with governing body a statement, under oath, of the amount so received, and from whom received, and settle with the governing body therefor; but, interest shall not be chargeable against persons who are absent from their homes, and engaged in the military service of this state or of the United States. The provisions of this section shall apply to the city of St. Louis, so far as the same relates to the addition of such interest, which, in such city, shall be collected and accounted for by the collector as other taxes, for which he shall receive no compensation.

3. Whenever any collector of the revenue in the state fails or refuses to collect the penalty provided for in this section on state and county taxes, it shall be the duty of the director of revenue and county clerk to charge such collectors with the amount of interest due thereon, as shown by the returns of the county clerk, and such collector shall be liable to the penalties as provided for in section 139.270.

4. For purposes of this section and other provisions of law relating to the timely payment of taxes due on any real or personal property, payments for taxes due on any real or personal property which are delivered by United States mail to the collector, the collector's office, or other officer or office designated by the county or city to receive such payments, of the appropriate county or city, shall be deemed paid as of the postmark date stamped on the envelope or other cover in which such payment is mailed. In the event any payment of taxes due is sent by registered or certified mail, the date of registration or certification shall be deemed the postmark date. No additional tax or penalty shall be imposed under this section on any taxpayer whose payment is delivered by United States mail, if the postmark date stamped on the envelope or other cover containing such payment falls within the prescribed period or on or before the prescribed date, including any extension granted, for making the payment or if the postmaster for the jurisdiction where

the payment was mailed verifies in writing that the payment was deposited in the United States mail within the prescribed period or on or before the prescribed date, including any extension granted, for making the payment, and was delayed in delivery because of an error by the United States postal service and not because of an error by the taxpayer.

5. In the event that any taxpayer timely pays, in whole or in part, any tax on real or personal property, and such payment is determined to be an underpayment of such tax, and such underpayment is the result of an error or omission by any county official or employee, no penalty or interest for such underpayment shall be levied upon such taxpayer or collected from such taxpayer."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Ervin, **House Amendment No. 20** was adopted.

Representative Rector offered **House Amendment No. 21.**

House Amendment No. 21

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 4, Page 31, Line 47, by inserting after all of said line the following:

"Section 5. Notwithstanding any provision to the contrary, when any church located on property annexed by a city of the fourth classification with more than eight thousand nine hundred but fewer than nine thousand inhabitants located in any county of the first classification with more than eighty-two thousand but fewer than eighty-two thousand one hundred inhabitants is exempt from such city's fire flow water rates because of a grandfathering provision, any addition built onto that church also shall be exempt from the fire flow water rate."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rector, **House Amendment No. 21** was adopted.

Representative Nolte offered **House Amendment No. 22.**

House Amendment No. 22

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 22, Section 94.860, Line 107, by inserting after all of said line the following:

"137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the city of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection 5 of this section. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan

to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this paragraph, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

2. Assessors in each county of this state and the city of St. Louis may send personal property assessment forms through the mail.

3. The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following [percents] **percentages** of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles pursuant to section 301.131, RSMo, and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than fifty hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (6) of section 135.200, RSMo, twenty-five percent.

4. The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

5. All subclasses of real property, as such subclasses are established in section 4(b) of article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

(1) For real property in subclass (1), nineteen percent;

(2) For real property in subclass (2), twelve percent; and

(3) For real property in subclass (3), thirty-two percent.

6. Manufactured homes, as defined in section 700.010, RSMo, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. A manufactured home located in a manufactured home rental park, rental community or on real

estate not owned by the manufactured home owner shall be considered personal property. A manufactured home located on real estate owned by the manufactured home owner may be considered real property.

7. Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home has been converted to real property in compliance with section 700.111, RSMo, and assessed as a realty improvement to the existing real estate parcel.

8. Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home has been converted to real property in compliance with section 700.111, RSMo, in which case the amount of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

9. The assessor of each county and each city not within a county shall use the trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.

10. Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

11. If a physical inspection is required, pursuant to subsection 10 of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

12. A physical inspection, as required by subsection 10 of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection 11 of this section. Mere observation of the property via a "drive-by inspection" or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

13. The provisions of subsections 11 and 12 of this section shall only apply in any county with a charter form of government with more than one million inhabitants.

14. A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

15. [The provisions of this section and sections 137.073, 138.060 and 138.100, RSMo, as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, shall become effective January 1, 2003, for any taxing jurisdiction within a county with a charter form of government with greater than one million inhabitants, and the provisions of this section and sections 137.073, 138.060 and 138.100, RSMo, as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, shall become effective October 1, 2004, for all taxing jurisdictions in this state.] Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100, RSMo, as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by this act, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100, RSMo, as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by this act, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100, RSMo, as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by this act, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

16. The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection 15 of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Nolte, **House Amendment No. 22** was adopted.

Representative Wilson (119) offered **House Amendment No. 23**.

House Amendment No. 23

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 8, Section 52.230, Line 10, by inserting after all of said line the following:

"54.040. **1. A candidate for election or appointment as county treasurer shall be at least twenty-one years of age, a citizen of the United States, and a resident of the state of Missouri and the county in which he or she is a candidate for at least one year prior to the date of the general election or appointment for such office. The candidate shall also be a registered voter and shall be current in the payment of all personal and real property taxes. Upon election or appointment to such office, the person shall continue to reside in that county during his or her tenure in office.**

2. No sheriff, marshal, clerk or collector, or the deputy of any such officer, shall be eligible to the office of treasurer of any county."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Wilson (119), **House Amendment No. 23** was adopted.

Representative Rector resumed the Chair.

Representative Wood offered **House Amendment No. 24**.

House Amendment No. 24

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 25, Section 228.190, by inserting after all of said section the following:

"230.220. **1. In each county adopting it, the county highway commission established by sections 230.200 to 230.260 shall be composed of the three commissioners of the county commission and one person elected from the unincorporated area of each of the two county commission districts. Except that the presiding commissioner and one of the associate commissioners by process of election may reside in the same township, not more than one member of the county highway commission shall be a resident of the same township of the county. The county commission shall designate one county commission district as district A and the other as district B. The member of the county highway commission first elected from district A shall serve a term of two years. The member first elected from district B shall serve a term of four years. Upon the expiration of the term of each such member, his successors shall be elected for a term of four years. The commissioners of the county commission shall serve as members of the county highway commission during their term as county commissioners.**

2. The elected members of the county highway commission shall be nominated at the primary election and elected at the general election next following the adoption of the proposition for the alternative county highway commission by the voters of the county. Candidates shall file and the election shall be conducted in the same manner as for the nomination and election of candidates for county office. Within thirty days after the adoption of an alternative

county highway commission by the voters of any county as provided in sections 230.200 to 230.260, the governor shall appoint a county highway commissioner from each district from which a member will be elected at the next following general election. The commissioners so appointed shall hold their office until their successors are elected at the following general election. Appointments shall be made by naming one member from each of the two political parties casting the highest number of votes in the preceding general election.

3. Members of the county highway commission [shall receive as compensation for their services fifteen dollars per day for the first meeting each month and five dollars for each meeting thereafter during the month. The members shall also receive a mileage allowance of eight cents per mile actually and necessarily traveled in the performance of their duties.] **who are not also members of the county's governing body shall serve without compensation, except that an attendance fee may be paid to such members in an amount per meeting, as set by the county's governing body. Said members may also receive a mileage allowance for miles actually and necessarily traveled in the performance of their duties, in the same amount per mile received by the members of the county's governing body.** The compensation and mileage allowance of the members of the commission shall be paid out of the road and bridge fund of the county.

4. If a vacancy occurs among the elected members of the county highway commission, the members of the county highway commission shall select a successor who shall serve until the next regular election."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 24** was adopted.

Representative Roorda offered **House Amendment No. 25**.

House Amendment No. 25

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 2, Section 49.292, Line 10, by inserting after all of said line the following:

"49.700. The governing body of any county without a charter form of government may enact a noise ordinance or order that:

(1) **Prohibits a person from harboring, keeping, or having under his or her control any dog upon his or her property that causes fear or annoyance to persons living in the immediate area or passing upon the streets or sidewalks near the property by frequently and habitually barking, yelping, or howling, unless such property is being used as a licensed kennel, veterinary clinic, or animal hospital;**

(2) **Prohibits a person from creating noise above a specified decibel level that is disturbing to other persons in the surrounding area during certain specified times of the day;**

(3) **Prohibits any owner, occupant, or other person or legal entity with the legal right to use or enjoy the property from allowing another person to create noise above a specified decibel level that is disturbing to other persons in the surrounding area during a certain specified time of the day;**

(4) **Prohibits any person from possessing or discharging fireworks, as defined in section 320.106, RSMo, that make noise, on dates and at times designated by the governing body.";** and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Meadows offered **House Amendment No. 1 to House Amendment No. 25**.

House Amendment No. 1

to

House Amendment No. 25

AMEND House Amendment No. 25 to House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 2, Section 49.700, by inserting after all of said section the following:

"67.320. 1. Any county of the first classification with more than one hundred ninety-eight thousand but less than one hundred ninety-nine thousand two hundred inhabitants may prosecute and punish violations of its county orders

in the circuit court of such counties in the manner and to the extent herein provided or in a county municipal court if creation of a county municipal court is approved by order of the county commission. The county may adopt orders with penal provisions consistent with state law [but only in the areas of traffic violations, solid waste management and animal control]. Any county municipal court established pursuant to the provisions of this section shall have jurisdiction over violations of that county's orders and the ordinances of municipalities with which the county has a contract to prosecute and punish violations of municipal ordinances of the municipality.

2. In any county which has elected to establish a county municipal court pursuant to this section, the judges for such court shall be appointed by the county commission of such county, subject to confirmation by the legislative body of such county in the same manner as confirmation for other county appointed officers. The number of judges appointed, and qualifications for their appointment, shall be established by order of the commission.

3. The practice and procedure of each prosecution shall be conducted in compliance with all of the terms and provisions of sections 66.010 to 66.140, RSMo, except as provided for in this section.

4. Any use of the term ordinance in sections 66.010 to 66.140, RSMo, shall be synonymous with the term order for purposes of this section.

227.559. Any home rule city having a population of sixty thousand inhabitants or greater [or], any charter county of the first classification, **or any county of the first classification with more than one hundred ninety-eight thousand but fewer than one hundred ninety-nine thousand two hundred inhabitants** may adopt ordinances, policies, resolutions, or regulations consistent with sections 227.551 to 227.559 regarding the relocation of utility facilities located within the right-of-way of streets, highways, or roads under their respective jurisdiction, which are not state highways. Any ordinance, policy, resolution, or regulation adopted under the authority of this section shall not infringe upon, negate or otherwise abrogate an owner's right to construct, own, operate, and maintain utility facilities within the right-of-ways of such political subdivision that the owner otherwise enjoyed prior to the adoption of such ordinance, policy, resolution, or regulation.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Meadows, **House Amendment No. 1 to House Amendment No. 25** was adopted.

Representative Hughes offered **House Amendment No. 2 to House Amendment No. 25**.

House Amendment No. 2
to
House Amendment No. 25

AMEND House Amendment No. 25 to House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 49.700, Page 2, Lines 5 through 7 of said amendment, by deleting all of said lines and inserting in lieu thereof the following:

“(4) No governing body of any county of the first, second, third, or forth classification shall have the authority to enact any noise ordinance or order under this section governing any railroad company, ” ; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hughes, **House Amendment No. 2 to House Amendment No. 25** was adopted.

Representative Roorda moved that **House Amendment No. 25, as amended**, be adopted.

Which motion was defeated.

Representative Roorda offered **House Amendment No. 26**.

House Amendment No. 26

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 28, Section 321.552, Line 73, by inserting after all of said line the following:

"321.688. 1. The board of directors of any fire district in any county of the first classification with more than one hundred ninety-eight thousand but fewer than one hundred ninety-nine thousand two hundred inhabitants may consolidate upon the passage of a joint resolution by each board desiring to consolidate. The joint resolution shall not become effective unless each board submits to the voters residing within the fire protection districts at a state general, primary, or special election a proposal to authorize the consolidation under this section.

2. The ballot of submission for the consolidation authorized in this section shall be in substantially the following form:

Shall (insert the name of the fire protection district) be consolidated into one fire protection district, to be known as the (insert name of proposed consolidated fire protection district)?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon in each existing fire protection district are in favor of the question, then the consolidation shall become effective on January first of the year immediately following the approval of the consolidation, unless the consolidated is approved at a November election, in which case the consolidation shall become effective on January first of the second year following the approval of the consolidation. If a majority of the votes cast on the question by the qualified voters voting thereon in any of the existing fire protection districts desiring to consolidate are opposed to the question, then the consolidation shall not become effective unless and until the question is resubmitted within twelve months of the vote under this section to the qualified voters in the fire protection district opposed to the consolidation and such question is approved by a majority of the qualified voters voting on the question.

3. The board of directors of any consolidated fire protection district created under this section shall have six members, and shall consist of the existing board members of the fire protection districts that were consolidated. Upon the first occurrence of a vacancy in the membership of the board, the number of members on the board may be reduced from six to five upon approval by a majority of the remaining board members. The terms of office for board members shall be identical to the terms of office the board members were originally elected to serve before the consolidation.

4. Upon the approval of consolidation under this section, the consolidated district shall be a political subdivision of this state and a body corporate, with all the powers of like or similar corporations, and with all the powers, privileges, and duties of fire protection districts under this chapter. All properties, rights, assets, and liabilities of the fire protection districts which are consolidated, including outstanding bonds thereof if any, shall become the properties, rights, assets, and liabilities of the consolidated fire protection district.

5. The consolidated fire protection district shall levy the same taxes as levied in the fire protection district with the lowest tax levy before the consolidation."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Roorda, **House Amendment No. 26** was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145

Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kingery	Kratky	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Young
Zweifel	Mr Speaker			

NOES: 005

Ervin	Guest	Kraus	Wells	Yates
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PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	George	Kelly	Marsh
Wasson				

Representative Roorda offered **House Amendment No. 27.**

House Amendment No. 27

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 29, Section 473.748, Line 6, by inserting after all of said line the following:

"650.465. All law enforcement, ambulance, and fire protection agencies shall remove all emergency lights, sirens, and decals designating a vehicle as an emergency vehicle prior to selling or consigning such vehicle unless such vehicle is being sold directly to another public or private public safety agency."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Roorda, **House Amendment No. 27** was adopted.

Representative Roorda offered **House Amendment No. 28.**

House Amendment No. 28

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 26, Section 321.200, Line 24, by inserting after all of said line the following:

"321.222. 1. As used in this section, the term "residential construction" shall mean new construction and erection of detached single-family or two-family dwellings, the alteration, enlargement, replacement, or repair of detached single-family or two-family dwellings.

2. As used in this section, the term "residential construction regulatory system" means any bylaw, ordinance, order, rule, or regulation pertaining to residential construction, the implementation or enforcement of any permitting system or program relative to residential construction, including the use or occupancy by the initial occupant thereof, or the implementation or enforcement of any system or program for the inspection of residential construction.

3. Notwithstanding the provisions of any other law to the contrary, in the event a city, town, village, or county adopts or has adopted, implements or has implemented, or enforces a residential construction regulatory system or any portion thereof applicable to residential construction within its jurisdiction, neither fire protection districts nor their boards shall have the power, authority, or privilege to adopt, enforce, or implement a residential construction regulatory system or any portion thereof applicable to or pertaining to residential construction within the jurisdiction of such city, town, village, or county.

4. Any residential construction regulatory system or any portion thereof adopted or previously adopted, implemented or previously implemented, or enforced by a fire protection district or its board as to residential construction within the jurisdiction of a city, town, village, or county shall be null and void as of the date on which such city, town, village, or county adopts, implements, or enforces its own residential construction regulatory system as to residential construction within its jurisdiction whether or not the residential construction regulatory system or any portion thereof adopted, implemented, or enforced by such city, town, village, or county specifically addresses matters addressed in substance or manner by the residential construction regulatory system or any portion thereof adopted, implemented, or enforced by the applicable fire protection district or its board.

5. In no event shall a fire protection district or its board enact, adopt, or implement any bylaws, ordinances, orders, rules, or regulations that pertain, in any manner, to either the subdivision of land for the purpose of residential construction or to the construction, installation, and erection of any improvements, infrastructure, and utility facilities related to or for the purpose of serving residential construction.

6. Any residential construction regulatory system or any portion thereof adopted or previously adopted, implemented or previously implemented, or enforced by the applicable fire protection district or board that is in conflict with this section shall be void.

7. This section shall only apply to any fire protection district located wholly within any county of the first classification with more than one hundred ninety-eight thousand but fewer than one hundred ninety-nine thousand two hundred inhabitants.

8. Notwithstanding any provision in this section to the contrary, a fire protection district may enter into a contract with a county, city, town, or village to assist in the implementation of the residential construction regulatory system of such county, city, town, or village as it relates to fire protection issues as long as the county, city, town, or village retains jurisdiction over the implementation and enforcement of such system.

9. This section shall not apply to any regulation of blasting, including the storage and discharge of explosives by fire protection districts governed by this section."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Roorda moved that **House Amendment No. 28** be adopted.

Which motion was defeated.

Representative Robb offered **House Amendment No. 29**.

House Amendment No. 29

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 67.304, Page 9, Line 21, by inserting the following after all of said line:

“67.797. 1. When a regional recreational district is organized in only one county, the executive, as that term is defined in subdivision (4) of section 67.750, with the advice and consent of the governing body of the county shall appoint a board of directors for the district consisting of seven persons, chosen from the residents of the district. Where the district is in more than one county, the executives, as defined in subdivision (4) of section 67.750, of the counties in the district [shall], with the advice and consent of the governing bodies of each county shall, as nearly as practicable, evenly appoint such members and allocate staggered terms pursuant to subsection 2 of this section, with the county having the largest area within the district appointing a greater number of directors if the directors cannot be appointed evenly. No member of the governing body of the county or official of any municipal government located within the district shall be a member of the board and no director shall receive compensation for performance of duties as a director. Members of the board of directors shall be citizens of the United States and they shall reside within the district. No board member shall be interested directly or indirectly in any contract entered into pursuant to sections 67.792 to 67.799.

2. The directors appointed to the regional recreation district shall hold office for three-year terms, except that of the members first appointed, two shall hold office for one year, two shall hold office for two years and three shall hold office for three years. The executives of the counties within the regional recreational district shall meet to determine and implement a fair allocation of the staggered terms among the counties, provided that counties eligible to appoint more than one board member may not appoint board members with identical initial terms until each of a one-year, two-year and three-year initial term has been applied to such county. On the expiration of such initial terms of appointment and on the expiration of any subsequent term, the resulting vacancies shall be filled by the executives of the respective counties, with the advice and consent of the respective governing bodies. All vacancies on the board shall be filled in the same manner for the duration of the term being filled. Board members shall serve until their successors are named and such successors have commenced their terms as board members. Board members shall be eligible for reappointment. Upon the petition of the county executive of the county from which the board member received his or her appointment, the governing body of the county may remove any board member for misconduct or neglect of duties.

3. Notwithstanding any other provision of sections 67.750 to 67.799, to the contrary, after August 28, 2004, in any district located in whole or in part in any county of the first classification with more than one hundred eighty-four thousand but less than one hundred eighty-eight thousand inhabitants, upon the expiration of such initial terms of appointment and on the expiration of any subsequent term, the resulting vacancies shall be filled by election at the next regularly scheduled election date throughout the district. In the event that a vacancy exists before the expiration of a term, the governing body of the county shall appoint a member for the remainder of the unexpired term. Board members shall be elected for terms of three years. Such elections shall be held according to this section and the applicable laws of this state. If no person files as a candidate for election to the vacant office within the applicable deadline for filing as a candidate, then the governing body of any such county shall appoint a person to be a member of the board for a term of three years. Any appointed board members shall be eligible to run for office.

4. Directors shall immediately after their appointment meet and organize by the election of one of their number president, and by the election of such other officers as they may deem necessary. The directors shall make and adopt such bylaws, rules and regulations for their guidance and for the government of the parks, neighborhood trails and recreational grounds and facilities as may be expedient, not inconsistent with sections 67.792 to 67.799. They shall have the exclusive control of the expenditures of all money collected to the credit of the regional recreational fund and of the supervision, improvement, care and custody of public parks, neighborhood trails, recreational facilities and grounds owned, maintained or managed by the district. All moneys received for such purposes shall be deposited in the treasury of the county containing the largest portion of the district to the credit of the regional recreational fund and shall be kept separate and apart from the other moneys of such county. Such board shall have power to purchase or otherwise secure ground to be used for such parks, neighborhood trails, recreational grounds and facilities, shall have power to appoint suitable persons to maintain such parks, neighborhood trails and recreational facilities and administer recreational programs and fix their compensation, and shall have power to remove such appointees.

5. The board of directors may issue debt for the district pursuant to section 67.798.

6. If a county, or a portion of a county, not previously part of any district, shall enter a district, the executives of the new member county and any previous member counties shall promptly meet to apportion the board seats among the counties participating in the enlarged district. All purchases in excess of ten thousand dollars used in the construction or maintenance of any public park, neighborhood trail or recreational facility in the regional recreation district shall be made pursuant to the lowest and best bid standard as provided in section 34.040, RSMo, or pursuant to the lowest and best proposal standard as provided in section 34.042, RSMo. The board of the district shall have the same discretion, powers and duties as the commissioner of administration has in sections 34.040 and 34.042, RSMo.

7. Notwithstanding other provisions of this section to the contrary, when a regional recreational district lies completely within any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants on land owned solely by the

county, the governing body of the county shall have exclusive control of the expenditures of all moneys collected to the credit of the regional recreational fund, and of the supervision, improvement, care, and custody of public parks, neighborhood trails, recreational facilities, and grounds owned, maintained, or managed by the county within the district.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Robb, **House Amendment No. 29** was adopted.

Representative Robb offered **House Amendment No. 30**.

House Amendment No. 30

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 94.860, Page 22, Line 107, by inserting the following after all of said line:

“100.050. 1. Any municipality proposing to carry out a project for industrial development shall first, by majority vote of the governing body of the municipality, approve the plan for the project. The plan shall include the following information pertaining to the proposed project:

- (1) A description of the project;
- (2) An estimate of the cost of the project;
- (3) A statement of the source of funds to be expended for the project;
- (4) A statement of the terms upon which the facilities to be provided by the project are to be leased or otherwise disposed of by the municipality; and

- (5) Such other information necessary to meet the requirements of sections 100.010 to 100.200.

2. If the plan for the project is approved after August 28, 2003, and the project plan involves issuance of revenue bonds or involves conveyance of a fee interest in property to a municipality, the project plan shall additionally include the following information:

- (1) A statement identifying each school district, junior college district, county, or city affected by such project except property assessed by the state tax commission pursuant to chapters 151 and 153, RSMo;
- (2) The most recent equalized assessed valuation of the real property and personal property included in the project, and an estimate as to the equalized assessed valuation of real property and personal property included in the project after development;
- (3) An analysis of the costs and benefits of the project on each school district, junior college district, county, or city; and
- (4) Identification of any payments in lieu of taxes expected to be made by any lessee of the project, and the disposition of any such payments by the municipality.

3. If the plan for the project is approved after August 28, 2003, any payments in lieu of taxes expected to be made by any lessee of the project shall be applied in accordance with this section. The lessee may reimburse the municipality for its actual costs of issuing the bonds and administering the plan. All amounts paid in excess of such actual costs shall, immediately upon receipt thereof, be disbursed by the municipality's treasurer or other financial officer to each school district, junior college district, county, or city in proportion to the current ad valorem tax levy of each school district, junior college district, county, or city; however, in any county of the first classification with more than ninety- three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, **or any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants**, if the plan for the project is approved after May 15, 2005, such amounts shall be disbursed by the municipality's treasurer or other financial officer to each affected taxing entity in proportion to the current ad valorem tax levy of each affected taxing entity.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Robb, **House Amendment No. 30** was adopted.

Representative Lipke offered **House Amendment No. 31**.

House Amendment No. 31

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 50.327, Page 2, Line 15, by inserting after said line the following:

"50.339. 1. In any county of the first classification with more than seventy-one thousand three hundred but less than seventy-one thousand four hundred inhabitants, the salary commission at its meeting in 2003 and at any meeting held in 2004 may equalize the base salary for each office to an amount not greater than that set by law as the maximum compensation. Nothing in this section shall be construed to prevent offices which have additional compensation specified in law from receiving such compensation or from having such compensation added to the base compensation in excess of the equalized salary.

2. Notwithstanding any provision of section **50.327, 50.333, or 50.343** to the contrary, in any county of the first classification with more than sixty-eight thousand six hundred but less than sixty-eight thousand seven hundred inhabitants, the salary commission may meet in the year [2004] **2007** to determine whether to equalize the base salary for the office of treasurer **and public administrator** with the base salaries of [other county officers at an amount not greater than the amount set as the maximum compensation in subdivision (1) of subsection 1 of section 50.343] **the offices of auditor and recorder of deeds.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lipke, **House Amendment No. 31** was adopted.

Representative Cooper (158) offered **House Amendment No. 32.**

House Amendment No. 32

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 49.292, Page 2, Line 10, by inserting after said line the following:

"50.032. No county shall receive any state funds unless the county has determined, by order or ordinance, to agree to engage in mandatory mediation in any dispute regarding the portion of expenses the county shall pay in any matter involving financial expenditures by such county and another county to determine the portion of expenses each county shall be responsible for paying. Mediation under this section shall be nonbinding and independently administered. The counties shall mutually agree upon a qualified independent and neutral county commissioner of a county not involved in the dispute to serve as mediator, and shall share the costs of the mediator. If the counties cannot mutually agree upon county commissioner to serve as mediator, the matter shall be resolved by a three-person mediation panel consisting of county commissioner selected by each county, and one person selected by such selected county commissioners. In the event that a three-person mediation panel is necessary, each county shall bear the expense of its own mediator, and shall jointly and equally bear with the other county the expense of the third mediator and the mediation. The mediation shall take place within thirty days of the selection of the mediator or mediators. If the mediator issues a decision, either county may appeal the decision to the circuit court to determine the portion of expenses each county shall be responsible for paying.

50.339. 1. In any county of the first classification with more than seventy-one thousand three hundred but less than seventy-one thousand four hundred inhabitants, the salary commission at its meeting in 2003 and at any meeting held in 2004 may equalize the base salary for each office to an amount not greater than that set by law as the maximum compensation. Nothing in this section shall be construed to prevent offices which have additional compensation specified in law from receiving such compensation or from having such compensation added to the base compensation in excess of the equalized salary.

2. Notwithstanding any provision of section **50.333 or 50.343** to the contrary, in any county of the first classification with more than sixty-eight thousand six hundred but less than sixty-eight thousand seven hundred inhabitants, the salary commission may meet in the year [2004] to determine whether to equalize the base salary for the office of treasurer **and public administrator** with the base salaries of [other county officers at an amount not greater than the amount set as the maximum compensation in subdivision (1) of subsection 1 of section 50.343] **the offices of auditor and recorder of deeds.**

67.048. Any county board that receives funding from the county treasury and whose members are appointed by the county commission shall submit an annual report at the end of each fiscal year itemizing its expenditures.”; and

Further amend said bill, Section 138.135, Page 23, Line 15, by inserting after said line the following:

“140.852. The governing body of any county, city, town, or village may, by order or ordinance, enter into contracts with private attorneys or professional collection agencies for the collection of delinquent taxes owed to such county, city, town, or village by residents or nonresidents of such county, city, town, or village. No contract entered into under this section shall provide for a collection fee in excess of twenty percent of the amount collected.”; and

Further amend said bill, Section 473.748, Page 29, Line 6, by inserting after said line the following:

“610.010. As used in this chapter, unless the context otherwise indicates, the following terms mean:

- (1) "Closed meeting", "closed record", or "closed vote", any meeting, record or vote closed to the public;
- (2) "Copying", if requested by a member of the public, copies provided as detailed in section 610.026, if duplication equipment is available;
- (3) "Public business", all matters which relate in any way to the performance of the public governmental body's functions or the conduct of its business;
- (4) "Public governmental body", any legislative, administrative or governmental entity created by the constitution or statutes of this state, by order or ordinance of any political subdivision or district, judicial entities when operating in an administrative capacity, or by executive order, including:
 - (a) Any body, agency, board, bureau, council, commission, committee, board of regents or board of curators or any other governing body of any institution of higher education, including a community college, which is supported in whole or in part from state funds, including but not limited to the administrative entity known as "The Curators of the University of Missouri" as established by section 172.020, RSMo;
 - (b) Any advisory committee or commission appointed by the governor by executive order;
 - (c) Any department or division of the state, of any political subdivision of the state, of any county or of any municipal government, school district or special purpose district including but not limited to sewer districts, water districts, and other subdistricts of any political subdivision;
 - (d) Any other legislative or administrative governmental deliberative body under the direction of three or more elected or appointed members having rulemaking or quasi-judicial power;
 - (e) Any committee appointed by or at the direction of any of the entities and which is authorized to report to any of the above-named entities, any advisory committee appointed by or at the direction of any of the named entities for the specific purpose of recommending, directly to the public governmental body's governing board or its chief administrative officer, policy or policy revisions or expenditures of public funds including, but not limited to, entities created to advise bi-state taxing districts regarding the expenditure of public funds, or any policy advisory body, policy advisory committee or policy advisory group appointed by a president, chancellor or chief executive officer of any college or university system or individual institution at the direction of the governing body of such institution which is supported in whole or in part with state funds for the specific purpose of recommending directly to the public governmental body's governing board or the president, chancellor or chief executive officer policy, policy revisions or expenditures of public funds provided, however, the staff of the college or university president, chancellor or chief executive officer shall not constitute such a policy advisory committee. The custodian of the records of any public governmental body shall maintain a list of the policy advisory committees described in this subdivision;
 - (f) Any quasi-public governmental body. The term "quasi-public governmental body" means any person, corporation or partnership organized or authorized to do business in this state pursuant to the provisions of chapter 352, 353, or 355, RSMo, or unincorporated association which either:
 - a. Has as its primary purpose to enter into contracts with public governmental bodies, or to engage primarily in activities carried out pursuant to an agreement or agreements with public governmental bodies; or
 - b. Performs a public function as evidenced by a statutorily based capacity to confer or otherwise advance, through approval, recommendation or other means, the allocation or issuance of tax credits, tax abatement, public debt, tax-exempt debt, rights of eminent domain, or the contracting of leaseback agreements on structures whose annualized payments commit public tax revenues; or any association that directly accepts the appropriation of money from a public governmental body, but only to the extent that a meeting, record, or vote relates to such appropriation; and
 - (g) Any bi-state development agency established pursuant to section 70.370, RSMo;

(5) "Public meeting", any meeting of a public governmental body subject to sections 610.010 to 610.030 at which any public business is discussed, decided, or public policy formulated, whether such meeting is conducted in person or by means of communication equipment, including, but not limited to, conference call, video conference, Internet chat, or Internet message board. The term "public meeting" shall not include an informal gathering of members of a public governmental body for ministerial or social purposes when there is no intent to avoid the purposes of this chapter, but the term shall include a public vote of all or a majority of the members of a public governmental body, by electronic communication or any other means, conducted in lieu of holding a public meeting with the members of the public governmental body gathered at one location in order to conduct public business;

(6) "Public record", any record, whether written or electronically stored, retained by or of any public governmental body including any report, survey, memorandum, or other document or study prepared for the public governmental body by a consultant or other professional service paid for in whole or in part by public funds, including records created or maintained by private contractors under an agreement with a public governmental body or on behalf of a public governmental body; provided, however, that personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years. The term "public record" shall not include any internal memorandum or letter received or prepared by or on behalf of a member of a public governmental body consisting of advice, opinions and recommendations in connection with the deliberative decision-making process of said body, unless such records are retained by the public governmental body or presented at a public meeting. **The term "public record" also shall not include any item or grouping of items about a private individual that is collected or maintained by any municipality, including but not limited to the individual's financial information or transactions, medical history, or criminal or employment history, and that contains the individual's name, identifying number, symbol, or other identifying particular assigned to the individual, such as a finger or voice print or a photograph.** Any document or study prepared for a public governmental body by a consultant or other professional service as described in this subdivision shall be retained by the public governmental body in the same manner as any other public record;

(7) "Public vote", any vote, whether conducted in person, by telephone, or by any other electronic means, cast at any public meeting of any public governmental body.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cooper (158), **House Amendment No. 32** was adopted.

Representative Yates offered **House Amendment No. 33**.

House Amendment No. 33

AMEND House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Section 228.190, Page 25, Line 14, by inserting after all of said line the following:

“247.030. 1. Territory that may be included in a district sought to be incorporated or enlarged may be wholly within one or in more than one county, may take in school districts or parts thereof, and cities that do not have a waterworks system or cities whose governing body has by a majority vote requested that the city or part thereof be included within the boundaries of a public water supply district. For the purpose of this section, "city" means any city, town or village. The territory, however, shall be contiguous, and proceedings to incorporate shall be in the circuit court of the county in which the largest acreage is located. No two districts shall overlap.

2. Any two or more contiguous districts or any city and a contiguous district may, if there are no outstanding general obligation bonds relating to drinking water supply projects in either entity, by a majority vote of the governing body of each entity, provide for territory located in one entity to be annexed and served by the entity contiguous to the annexed territory. Notice of the proposed annexation shall be filed with the circuit court that originally issued the decree of incorporation for a district which is detaching territory through the proposed annexation or with the circuit court that originally issued the decree of incorporation for a district which is including a city or part thereof through the proposed annexation. The court shall set a date for a hearing on the proposed annexation and shall cause notice to be published in the same manner as for the filing of the original petition for incorporation; except that publication of notice shall not be required if a majority of the landowners in the territory proposed to be annexed consent in writing, and if notice of the hearing is posted in three public places within the territory proposed to be annexed at least seven days before the date

of the hearing. If publication of the notice is not required pursuant to this section, the court shall only approve the proposed annexation if there is sworn testimony by at least five landowners in the area of the proposed annexation, or a majority of the landowners, if there are fewer than ten landowners in the area. If the court, after the hearing, finds that the proposed annexation would not be in the public interest, it shall order that the annexation not be allowed. If the court finds the proposed annexation to be in the public interest, it shall approve the annexation and the territory shall be detached from the one entity and annexed to the other. After the annexation is approved, the circuit court in which each district involved in the proceedings was incorporated shall amend the decree of incorporation for each district to reflect the change in the boundaries as a result of the annexation and redivide each district into five subdistricts, fixing their boundary lines so that each of the five subdistricts have approximately the same area. A certified copy of the amended decree showing the boundary change and the new subdistricts shall be filed in the office of the recorder of deeds and in the office of the county clerk in each county having territory in the district and in the office of the secretary of state of the state of Missouri.

3. The boundaries of any district may be extended or enlarged from time to time upon the filing, with the clerk of the circuit court having jurisdiction, of a petition by either:

(1) The board of directors of the district and five or more voters or landowners within the territory proposed to be annexed by the district; or

(2) The board of directors of the district and a majority of the landowners within the territory proposed to be annexed to the district.

If the petition is filed by the board of directors of the district and five or more voters or landowners within the territory proposed to be annexed by the district, the same proceedings shall be followed as are provided in section 247.040 for the filing of a petition for the organization of the district, except that no election shall be held. Upon entry of a final order declaring the court's decree of annexation to be final and conclusive, the court shall modify or rearrange the boundary lines of the subdistricts as may be necessary or advisable. If the petition is filed by the board of directors of the district and a majority of the landowners within the territory proposed to be annexed, the publication of notice shall not be required, provided notice is posted in three public places within the territory proposed to be annexed at least seven days before the date of the hearing and provided that there is sworn testimony by at least five landowners in the territory proposed to be annexed, or a majority of the landowners if the total landowners in the area are fewer than ten. If the court finds that the annexation of such territory would be in the public interest, the court shall enter its order granting such annexation. Upon the entry of such order, the court shall modify or rearrange the boundary lines of the subdistricts as may be necessary or advisable. The costs incurred in the enlargement or extension of the district shall be taxed to the district, if the district be enlarged or extended, otherwise against the petitioners; provided, however, that no costs shall be taxed to the directors of the district.

4. Should any landowner who owns real estate that abuts upon a district once formed desire to have such real estate incorporated in the district, the landowner shall first petition the board of directors thereof for its approval. If such approval be granted, the clerk of the board shall endorse a certificate of the fact of approval by the board upon the petition. The petition so endorsed shall be filed with the clerk of the circuit court in which the district is incorporated. It shall then be the duty of the court to amend the boundaries of such district by a decree incorporating the real estate in the same. A certified copy of this decree including the real estate in the district shall then be filed in the office of the recorder and in the office of the county clerk of the county in which the real estate is located, and in the office of the secretary of state. The costs of this proceeding shall be borne by the petitioning property owner. **However, at any time, a property owner within district boundaries may elect to receive water or sewer services from another supplier. In the event a district is providing water or sewer services to the property at the time of such election, the property owner shall compensate the district under the formula set forth in subdivision (3) of subsection 1 of section 247.160.**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Bearden resumed the Chair.

Representative Bringer offered **House Amendment No. 1 to House Amendment No. 33.**

House Amendment No. 1 to House Amendment No. 33 was withdrawn.

Representative Bringer offered **House Amendment No. 2 to House Amendment No. 33.**

House Amendment No. 2
to
House Amendment No. 33

AMEND House Amendment No. 33 to House Committee Substitute for House Bill Nos. 1030, 1033, 1146, 1225 & 1326, Page 4, Section 247.030, Line 8, by inserting after the word “boundaries” the following:

“in first class counties with a charter form only”; and

Further amend Line 9, by inserting after the word “district” the following:

“in first class counties with a charter form of government only”.

On motion of Representative Bringer, **House Amendment No. 2 to House Amendment No. 33** was adopted by the following vote:

AYES: 141

Avery	Baker 25	Baker 123	Bearden	Behnen
Bivins	Bland	Bogetto	Bowman	Boykins
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Corcoran
Cunningham 145	Cunningham 86	Dake	Darrough	Daus
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Portwood	Pratt
Quinn	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Walsh
Walton	Wasson	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 014

Aull	Cooper 158	Davis	El-Amin	Emery
Kelly	McGhee	Pollock	Rector	Sander
Self	Wallace	Wells	Wright 159	

PRESENT: 002

Brooks Curls

ABSENT WITH LEAVE: 006

Bean Black Brown 30 Dougherty Marsh
Stevenson

Representative Yates moved that **House Amendment No. 33, as amended**, be adopted.

Which motion was defeated by the following vote:

AYES: 044

Avery	Baker 123	Bearden	Boykins	Cooper 155
Cunningham 86	Daus	Dempsey	Dixon	Dusenberg
Faith	Fares	Flook	Haywood	Hughes
Johnson 47	Johnson 61	Jolly	Kratky	Kraus
LeVota	Liese	Low 39	Lowe 44	Muschany
Parker	Pollock	Pratt	Richard	Rupp
Scharnhorst	Schneider	Smith 14	Smith 118	Threlkeld
Tilley	Villa	Wallace	Wasson	Whorton
Wilson 119	Wood	Yates	Young	

NOES: 113

Aull	Baker 25	Behnen	Bivins	Bland
Bogetto	Bowman	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 158	Corcoran	Cunningham 145	Curls
Dake	Darrough	Davis	Day	Deeken
Denison	Dethrow	Donnelly	Dougherty	Emery
Ervin	Fisher	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 90	Jones	Kelly	Kingery
Kuessner	Lager	Lampe	Lembke	Lipke
Loehner	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Myers	Nance	Nieves
Nolte	Oxford	Page	Parson	Pearce
Phillips	Portwood	Quinn	Rector	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Schlottach	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 150	Spreng	St. Onge	Storch
Sutherland	Swinger	Viebrock	Vogt	Wagner
Walsh	Walton	Wells	Weter	Wildberger
Wilson 130	Witte	Wright 137	Wright 159	Wright-Jones
Yaeger	Zweifel	Mr Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean Black Brown 30 El-Amin Marsh
Stevenson

On motion of Representative Johnson (47), **HCS HBs 1030, 1033, 1146, 1225 & 1326, as amended**, was adopted.

On motion of Representative Johnson (47), **HCS HBs 1030, 1033, 1146, 1225 & 1326, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILL - FEDERAL MANDATE

HB 1466, relating to the Police Retirement System of St. Louis, was taken up by Representative Daus.

On motion of Representative Daus, **HB 1466** was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 1475 - Rules

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 37 - Job Creation and Economic Development

HCR 41 - Rules

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1349 - Fiscal Review (Fiscal Note)

HCS HB 1532 - Fiscal Review (Fiscal Note)

HB 1520 - Children and Families

HB 1555 - Children and Families

HB 1635 - Judiciary

HB 1650 - Agriculture Policy

HB 1673 - Transportation

HB 1681 - Special Committee on General Laws

HB 1702 - Elections

HB 1717 - Judiciary

HB 1718 - Local Government

HB 1741 - Ways and Means

HB 1743 - Elections

HB 1791 - Crime Prevention and Public Safety

HB 1845 - Veterans

HB 1851 - Health Care Policy

HB 1852 - Elementary and Secondary Education

HB 1853 - Special Committee on Urban Issues
HB 1854 - Crime Prevention and Public Safety
HB 1855 - Local Government
HB 1856 - Health Care Policy
HB 1890 - Agriculture Policy
HB 1892 - Transportation
HB 1893 - Crime Prevention and Public Safety
HB 1912 - Special Committee General Laws
HB 1930 - Ways and Means
HB 1932 - Elementary and Secondary Education
HB 1945 - Special Committee on General Laws
HB 1946 - Elementary and Secondary Education
HB 1956 - Professional Registration and Licensing
HB 1958 - Local Government
HB 1983 - Local Government
HB 1990 - Health Care Policy
HB 1999 - Crime Prevention and Public Safety
HB 2001 - Children and Families
HB 2002 - Health Care Policy
HB 2007 - Special Committee on Energy and Environment
HB 2015 - Transportation
HB 2016 - Special Committee on Agri-Business
HB 2018 - Crime Prevention and Public Safety
HB 2033 - Insurance Policy
HB 2036 - Special Committee on Student Achievement and Finance
HB 2038 - Higher Education
HB 2042 - Crime Prevention and Public Safety
HB 2049 - Special Committee on Healthcare Facilities

RE-REFERRAL OF HOUSE BILLS

The following House Bills were re-referred to the Committee indicated:

HB 1327 - Special Committee on Healthcare Facilities
HB 1960 - Special Committee on Urban Issues

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCS SCR 25 - Children and Families
SCR 27 - Conservation and Natural Resources

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 641 - Financial Institutions
SCS SBs 667, 704, 941, 956 & 987 - Transportation
SB 735 - Workforce Development and Workplace Safety
SB 779 - Workforce Development and Workplace Safety
SB 806 - Elementary and Secondary Education
SCS SB 830 - Veterans
SB 834 - Elementary and Secondary Education
SCS SB 870 - Corrections and Public Institutions
SB 871 - Retirement
SS SCS SB 916 - Transportation
SB 947 - Special Committee on Student Achievement and Finance
SB 951 - Local Government
SB 964 - Veterans
SB 974 - Health Care Policy
SB 981 - Crime Prevention and Public Safety
SB 990 - Transportation

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 1145, 1359 & 1121** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Job Creation and Economic Development, Chairman Richard reporting:

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **SB 645**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Agri-Business, Chairman Munzlinger reporting:

Mr. Speaker: Your Special Committee on Agri-Business, to which was referred **HCR 30**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 30

WHEREAS, on June 7, 2001, President Bush signed the Economic Growth and Tax Relief Reconciliation Act of 2001 which included a repeal of the estate tax, but not until the year 2010; and

WHEREAS, the Economic Growth and Tax Relief Reconciliation Act of 2001 also contained a sunset provision that brings the estate tax rules back in force in 2011, resulting in only a one-year reprieve from the estate tax; and

WHEREAS, under the current estate tax, heirs receive assets with a stepped-up basis equal to the value of the asset on the date of death. Under the new rules set to take effect in 2011, the stepped-up basis will only apply to \$4.3 million in assets passing to a spouse and \$1.3 million in assets inherited by nonspouses, with all assets over those limits passed on without the stepped-up basis; and

WHEREAS, the estate tax is the leading cause of dissolution of most small businesses, with 70% of businesses never passing to the next generation because of estate tax rates of 37% to 55%; and

WHEREAS, estate tax revenues amount to only 1.5% of federal revenue, but according to the Cato Institute, compliance with the estate tax costs the economy as much as the Treasury collects just to enforce it; and

WHEREAS, Americans overwhelmingly agree it is wrong to tax property and earnings that have already been taxed; and

WHEREAS, the estate tax is contrary to the American values of saving and investment because it penalizes individuals for saving, investing, and building successful farms and businesses; and

WHEREAS, on April 13, 2005, the United States House of Representatives voted to permanently repeal the estate tax, but the vote in the United States Senate scheduled for September 2005 was postponed so Congress could focus on Hurricane Katrina disaster relief; and

WHEREAS, in January 2006, President Bush, Vice President Cheney, and Senate Majority Leader Frist have called for repeal of the estate tax with the following statements:

(1) President Bush: "We thought it was unfair to say to a farmer and a small business owner, the government is going to tax you twice, so we put the death tax on the road to extinction....To keep this economy growing, to keep the entrepreneurial spirit alive, to make sure that the United States of America is the most productive nation in the world, the United States Congress must make the tax cuts permanent." (Chicago Board of Trade, 1/6/06);

(2) Vice President Cheney: "We gave new incentives to small businesses to expand, and we put the unfair death tax on the road to extinction....For the sake of the economy, and for the people who make it go, Congress must not raise taxes, and we need to make the Bush tax cuts permanent." (Harley-Davidson Manufacturing Plant, Kansas City, Missouri, 1/6/06);

(3) Senator Frist: "Sooner than later, I will take the elimination of the death tax to the Congress floor....Now is the time to kill the death tax forever." (American Farm Bureau Federation, 1/8/06); and

WHEREAS, family farms and small family-owned businesses are especially vulnerable to the unfair estate tax because most farmers and small business owners, unlike corporate CEOs, have the entire value of their farm and business in their estate. While heirs to a family farm or family business work to carry an enterprise to the next generation, the government immediately "inherits" 37% to 55% of the estate, a blow that many family farms and small businesses cannot survive; and

WHEREAS, the threat of the death tax forces family farmers and small business owners to spend thousands of dollars on accountants, lawyers, and financial planners so that they can try to ensure the survival of their family farms and small businesses after their death. For many family farmers and small business owners, they have worked a lifetime building an estate that the government has already taken its fair share from through the collection of income, property, and other taxes, and the estate should not be taxed again upon the owner's death:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby urge the United States Congress to immediately enact legislation that permanent repeals the estate tax which unfairly penalizes individuals for saving, investing, and building successful farms and businesses; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for each member of the Missouri Congressional delegation.

Special Committee on Student Achievement and Finance, Chairman Baker (123) reporting:

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **SB 644**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **SB 561**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **SCS SBs 701 & 948**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

ADVANCEMENT OF CONSENT BILLS

Pursuant to Rule 44(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HCS HB 977, HCS HB 1059, HB 1192, HCS HB 1244, HCS HB 1256, HCS HB 1440, HB 1446, HCS HB 1449, HB 1494, HCS HB 1508, HB 1509, HCS HB 1515, HCS HB 1551, HB 1715, HCS HB 1759, HB 1833 and HB 1857.**

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 53, introduced by Representatives Lembke, Nieves, Avery, Emery and Bivins, relating to eminent domain.

HJR 54, introduced by Representatives Lembke, Nieves, Avery, Emery and Bivins, relating to public nuisances.

HJR 55, introduced by Representative Lipke, relating to compensation and discipline of public officials.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2060, introduced by Representative Dempsey, relating to the state board of education.

HB 2061, introduced by Representative Tilley, relating to child safety alarm systems.

HB 2062, introduced by Representative Page, relating to classroom placement of children.

HB 2063, introduced by Representatives Rupp and Hobbs, relating to eminent domain.

HB 2064, introduced by Representative Rupp, relating to sexually-oriented businesses.

HB 2065, introduced by Representatives Oxford, Boykins, Lampe, Storch, Schoemehl, Bogetto, Swinger, Shoemyer, Haywood, Curls, Walton, Bowman, Villa, Bland, Aull, Johnson (61), Henke, Kuessner, Meadows, Faith, Wallace and Chappelle-Nadal, relating to school class size.

HB 2066, introduced by Representative Skaggs, relating to registration of landlords.

HB 2067, introduced by Representative Munzlinger, relating to the department of natural resources.

HB 2068, introduced by Representatives Munzlinger, Pollock, Smith (118), Jones and Sater, relating to insurance producer continuing education requirements.

HB 2069, introduced by Representatives Bivins, Smith (14), Loehner, Moore, Fisher and St. Onge, relating to a property tax exemption on homesteads.

HB 2070, introduced by Representatives Bivins, Lembke, Corcoran, Fares, Avery, Nieves, Portwood, Threlkeld, Muschany, Frame, Schoemehl and Yaeger, relating to state aid for schools.

HB 2071, introduced by Representatives Bivins and Muschany, relating to property tax assessments.

HB 2072, introduced by Representatives Guest and Johnson (47), relating to property taxation.

HB 2073, introduced by Representatives Oxford, Boykins, Wright-Jones, Baker (25), Hubbard, Shoemyer, Low (39), Harris (110), Roorda, Bowman, Dake, Whorton, Storch, McGhee, Johnson (61), Donnelly, Darrough, Meadows, Curls and Bland, relating to caseload standards for certain state agencies.

HB 2074, introduced by Representative Hunter, relating to administrative law judges.

HB 2075, introduced by Representative Hunter, relating to workers' compensation.

HB 2076, introduced by Representatives Portwood, Lembke, Avery and Wright (137), relating to property tax relief for senior citizens.

HB 2077, introduced by Representative Lampe, relating to circuit judges in the thirty-first judicial circuit.

HB 2078, introduced by Representative Lampe, relating to surcharges in civil cases.

HB 2079, introduced by Representatives Harris (110), Henke, Kratky, Kuessner, Casey, Meadows, Schoemehl, Swinger, Dake, Bringer, Liese, Yaeger, Wagner, Shoemyer, Burnett, Aull, Dougherty, Robinson, Roorda, George, Villa, Walsh, Meiners, Spreng and Rucker, relating to the women's health services program.

HB 2080, introduced by Representatives Roorda, Casey, Wagner, Johnson (90) and Harris (110), relating to the board of directors of a central dispatching service for emergency services.

HB 2081, introduced by Representative Wagner, relating to the Agreement Among the State to Elect the President by National Popular Vote Act.

HB 2082, introduced by Representatives Low (39), Storch, Yaeger, Chappelle-Nadal, LeVota, George, Meadows, Frame, Walton, Casey, Roorda, Dake, Wildberger, Salva, Brown (50), Schoemehl, Bogetto, Page, Zweifel, Wagner, Hughes, Burnett, Bland, Daus, Wright-Jones, Jolly, Aull, Walsh, Lowe (44), Liese, Dougherty, Whorton, Wright (137), Parson, Tilley, Portwood and Donnelly, relating to the posting of nurse staffing levels at hospitals.

HB 2083, introduced by Representatives Low (39), Oxford, Burnett, Lowe (44), Walton, Schoemehl and Dougherty, relating to the safe place for newborns act.

HB 2084, introduced by Representatives Aull, Henke, Kuessner, Swinger, Skaggs, Hughes, Bland, Witte, Zweifel and Corcoran, relating to flood insurance.

HB 2085, introduced by Representatives Low (39), Oxford, Casey, Roorda, LeVota, Shoemeyer, Baker (25) and Wildberger, relating to the state auditor.

HB 2086, introduced by Representatives Bland, Hubbard, Meiners, Brown (50), Rucker, Bowman, Hughes, Wildberger, Aull, Oxford, Frame, Meadows, Casey, Dake, Bringer, Jolly, Storch, Chappelle-Nadal, Robinson and Curls, relating to the Missouri consolidated health care plan.

HB 2087, introduced by Representative Harris (110), relating to the procurement of human oocytes by coercion, payment, or valuable consideration.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 568**, entitled:

An act to repeal section 701.302, RSMo, and to enact in lieu thereof three new sections relating to the children's environmental health and protection advisory council.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 822**, entitled:

An act to repeal sections 198.439, 208.437, 208.480, and 338.550, RSMo, and to enact in lieu thereof four new section relating to the health care provider tax, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 925**, entitled:

An act to repeal sections 260.200, 260.262, 260.273, 260.380, and 260.391, RSMo, and to enact in lieu thereof five new sections relating to hazardous waste.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1017**, entitled:

An act to repeal sections 196.931, 196.949, and 196.951, RSMo, and to enact in lieu thereof three new sections relating to the state milk board.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1057**, entitled:

An act to repeal section 430.225, RSMo, and to enact in lieu thereof one new section relating to physical therapists.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1086**, entitled:

An act to repeal section 84.160, RSMo, and to enact in lieu thereof one new section relating to maximum amounts of compensation for police officers, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1094**, entitled:

An act to repeal sections 71.790, 71.796, and 71.798, RSMo, and to enact in lieu thereof three new sections relating to special business districts.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1101**, entitled:

An act to repeal section 67.1360, RSMo, and to enact in lieu thereof one new section relating to transient guest tax for funding the promotion of tourism.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1117**, entitled:

An act to repeal sections 208.784 and 208.792, RSMo, and to enact in lieu thereof two new sections relating to the Missouri Rx plan advisory commission.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1122**, entitled:

An act to repeal section 37.005, RSMo, and to enact in lieu thereof one new section relating to conveyance of land by the board of governors of certain state universities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1130**, entitled:

An act to repeal section 79.365, RSMo, relating to boards of fourth class cities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1155**, entitled:

An act to repeal section 197.291, RSMo, and to enact in lieu thereof one new section relating to the technical advisory committee on the quality of patient care and nursing practices.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1175**, entitled:

An act to amend chapter 67, RSMo, by adding thereto one new section relating to a sales tax for community center development.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1177**, entitled:

An act to repeal section 193.065, RSMo, and to enact in lieu thereof one new section relating to local registrars.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1197**, entitled:

An act to repeal section 431.068, RSMo, and to enact in lieu thereof one new section relating to persons donating blood.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1206**, entitled:

An act to repeal sections 210.570, 210.580, 210.595, 210.600, and 210.610, RSMo, and to enact in lieu thereof two new sections relating to the interstate compact for juveniles, with a contingent effective date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1207**, entitled:

An act to repeal section 67.547, RSMo, and to enact in lieu thereof one new section relating to sales tax imposed in counties.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1216**, entitled:

An act to repeal sections 407.1240 and 407.1249, RSMo, and to enact in lieu thereof two new sections relating to travel clubs.

In which the concurrence of the House is respectfully requested.

LETTER OF OBJECTION

March 29, 2006

Mr. Stephen S. Davis, Chief Clerk
Missouri House of Representatives
Missouri State Capitol
Jefferson City, MO 65101

Dear Mr. Davis:

We, the undersigned, hereby object to the placement of **HCS HBs 1045, 1152, 1267 & 1634** on the Consent Calendar.

/s/ Bruce Darrough	District 75
/s/ J. C. Kuessner	District 152
/s/ Neal St. Onge	District 88
/s/ Mike Dethrow	District 153
/s/ Don Wells	District 147

WITHDRAWAL OF HOUSE BILL

March 29, 2006

Stephen Davis, Chief Clerk
Missouri House of Representatives
Missouri State Capitol Building
Jefferson City, MO 65101

Dear Mr. Clerk:

I am requesting to withdraw my **House Bill No. 2054**. I would like to re-submit this same bill with co-sponsors.

Thank you,

/s/ Craig Bland, State Representative
43rd District

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, March 30, 2006.

COMMITTEE MEETINGS

HEALTH CARE POLICY

Thursday, March 30, 2006, 8:00 a.m. Hearing Room 7.
Executive session may follow. AMENDED
Public hearings to be held on: HB 1089, HB 1106

JOINT COMMITTEE ON TERRORISM, BIOTERRORISM AND HOMELAND SECURITY

Thursday, March 30, 2006, 8:30 a.m. House Lounge.
Update from Department of Public Safety.
Briefing from Office of Administration on contracts process.

LOCAL GOVERNMENT

Thursday, March 30, 2006, 8:00 a.m. Hearing Room 6.
Executive session may follow.
Public hearings to be held on: SCS SB 751, SCS SB 802, SB 809, SCS SB 932, SB 893, SB 936

RULES

Thursday, March 30, 2006, 8:30 a.m. Hearing Room 4.
Executive session may follow.
Public hearing to be held on: SCS SCR 21

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, March 30, 2006, 8:30 a.m. Hearing Room 4.

Public hearings to be held on: HCS HB 1767, HCS HB 1487, HCS HB 1080, HCS HB 1194, HCS HB 1761, HCS HB 1441, HCS HB 1677, HCS HB 1726

SENIOR CITIZEN ADVOCACY

Thursday, March 30, 2006, 8:15 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1407, SCS SB 630

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, April 4, 2006, 8:00 a.m. Hearing Room 4.

Executive session only.

HOUSE CALENDAR

FORTY-SEVENTH DAY, THURSDAY, MARCH 30, 2006

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 53 through HJR 55

HOUSE BILLS FOR SECOND READING

HB 2060 through HB 2087

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden
- 4 HJR 43 - Dethrow

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1485 - Icet
- 2 HCS HB 1305 - Smith (118)
- 3 HB 994 - Dusenberg
- 4 HCS HB 1151 - Cunningham (86)
- 5 HCS HB 974 - Davis
- 6 HB 1498 - Dethrow (4 hours debate on Perfection)
- 7 HCS HB 1632 - Cooper (120)
- 8 HB 1827 - Wasson
- 9 HCS HB 1075 - Davis (150 minutes debate on Perfection)
- 10 HCS HB 1461, 1375, 1110 & 1103 - Ruestman (3 hours debate on Perfection)
- 11 HB 1065 - Tilley
- 12 HCS HB 1182 - Stevenson

- 13 HCS HB 1270 & 1027 - Behnen
- 14 HB 1071 - Phillips
- 15 HB 1865 - Bearden
- 16 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 17 HCS HB 1397 - Pratt
- 18 HCS HB 1482 - Jackson
- 19 HB 1619 - Sutherland
- 20 HCS HB 1620 - Sutherland
- 21 HCS HB 1698, 1236, 995, 362 & 1290 - Lipke
- 22 HCS HB 1141 - Jackson
- 23 HCS HB 1045, 1152, 1267 & 1634 - Wells

HOUSE BILL FOR PERFECTION - INFORMAL

HCS HB 1783 & 1479 - Bearden

(3 hours debate on Perfection)

HOUSE BILLS FOR PERFECTION - CONSENT

(3/27/06)

- 1 HCS HB 1037 - Sander
- 2 HCS HB 1099 - Schaaf
- 3 HB 1144 - May
- 4 HCS HB 1149 - Bivins
- 5 HB 1477 - Schaaf
- 6 HB 1504 - Yates
- 7 HB 1577 - Pollock
- 8 HCS HB 1617 & 1374 - McGhee
- 9 HCS HB 1739 - Dusenberger
- 10 HCS HB 1762 - Wilson (119)
- 11 HB 1858 - Lipke
- 12 HB 1988 - Wagner

(3/28/06)

- 1 HCS HB 1053 - Jolly
- 2 HB 1088 - Schaaf
- 3 HCS HB 1135 - Nance
- 4 HCS HB 1382 & 1158 - Kraus
- 5 HB 1411 - Smith (150)
- 6 HB 1488 - Roorda
- 7 HCS HB 1511 - Lager
- 8 HB 1522 - Sander
- 9 HCS HB 1552 - Brown (50)
- 10 HB 1623 - St. Onge
- 11 HB 1653 - Walton
- 12 HCS HB 1679 - Johnson (90)

- 13 HCS#2 HB 1703 - Yates
- 14 HB 1707 - Dusenberg
- 15 HCS HB 1710 - Robb
- 16 HCS HB 1711 - Robb
- 17 HCS HB 1746 - Day
- 18 HCS HB 1787 - Jackson
- 19 HB 1936 - Tilley

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 4 (3-02-06, Pages 383-384) - Bruns

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1145,1359 & 1121 - Portwood
- 2 HCS HB 1275 - Baker (123)
- 3 HB 1521 - Richard
- 4 HCS HB 1532 (Fiscal Review 3-29-06) - Lembke
- 5 HCS HB 1380 - St. Onge
- 6 HCS HB 1026, E.C. - Rucker
- 7 HB 1302 - Cooper (155)
- 8 HCS HB 1349 (Fiscal Review 3-29-06) - Loehner
- 9 HCS HB 1317 - Lipke
- 10 HCS HB 1030, 1033, 1146, 1225 & 1326, E.C. - Johnson (47)

HOUSE BILL FOR THIRD READING - FEDERAL MANDATE

HB 1466 - Daus

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HCS HB 977 - Whorton
- 2 HCS HB 1059 - Cunningham (86)
- 3 HB 1192 - Smith (118)
- 4 HCS HB 1244 - Ruestman
- 5 HCS HB 1256 - Haywood
- 6 HCS HB 1440 - Sutherland
- 7 HB 1446 - Whorton
- 8 HCS HB 1449 - Wright (159)
- 9 HB 1494 - Emery
- 10 HCS HB 1508 - Bruns
- 11 HB 1509 - Bruns
- 12 HCS HB 1515 - Behnen

- 13 HCS HB 1551 - Tilley
- 14 HB 1715 - Pratt
- 15 HCS HB 1759 - Wasson
- 16 HB 1833 - Wood
- 17 HB 1857 - Lipke

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HCS HB 1100 - Schaaf

SENATE BILLS FOR SECOND READING

- 1 SCS SB 568
- 2 SB 822
- 3 SCS SB 925
- 4 SB 1017
- 5 SB 1057
- 6 SCS SB 1086
- 7 SB 1094
- 8 SB 1101
- 9 SCS SB 1117
- 10 SCS SB 1122
- 11 SB 1130
- 12 SB 1155
- 13 SCS SB 1175
- 14 SB 1177
- 15 SB 1197
- 16 SB 1206
- 17 SB 1207
- 18 SB 1216

HOUSE CONCURRENT RESOLUTION

HCR 25 (3-13-06, Pages 514-515) - Bowman

HOUSE CONCURRENT RESOLUTION - INFORMAL

HCR 13 (2-15-06, Pages 255-256) - Sater

SENATE CONCURRENT RESOLUTION

SCR 30, HCA 1 (3-16-06, Pages 632-633) - Self

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FORTY-SEVENTH DAY, THURSDAY, MARCH 30, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

Almighty God, we thank You for the gift of springtime. We thank You for the cool air which stirs our energy, and for the increase of green vegetation, which speaks of Your ongoing creation calling forth new life everywhere.

The forecast of rain suggests this word of wisdom literature.

“If men (and women) desire wisdom, she will give them the water of knowledge to drink. They will never waver from the truth, they will stand firm forever.” (Sirach 15:3-4)

Lord God, throughout this day, may Your gift of knowledge support all our work: our deliberations, discussions and decision-making.

As Your creativity supports the new life of spring all around us, so may Your blessings of wisdom and knowledge bring forth from us a creativity that protects and supports the life of every human being, and improves the lives of all who justly depend on us.

We pray to You, our God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Sarah Geer, Brett Hutchinson, Jacob Hensiek, Sarah Weisz, Angie Jones, Jared Young, Mate Chavez Daus, Kyleigh Hein, Josh Cawthon, Wendy Howell, Tim Johnson, Alissa Wattenbarger, Kyle Pittman, Natalie Clevenger, Amanda DeBey, Kourtnie Parks, Mary Davis, Xandria Colvin, Jamie Totten, Sara Lowe, Katie Rowe, Elizabeth Simpson, Natalie Williams, Douglas Melton, Emily Noll, Duron Witherspoon and Briana Holmer.

The Journal of the forty-sixth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1754 - Representative Kratky
House Resolution No. 1755 - Representative Wilson (119)
House Resolution No. 1756 - Representative Witte

House Resolution No. 1757 - Representative Pearce
 House Resolution No. 1758 - Representative Jones
 House Resolution No. 1759 - Representative Bringer
 House Resolution No. 1760 - Representative Dixon
 House Resolution No. 1761 - Representatives Tilley and Robinson
 House Resolution No. 1762 - Representative Tilley
 House Resolution No. 1763
 through
 House Resolution No. 1777 - Representative Sander
 House Resolution No. 1778
 through
 House Resolution No. 1780 - Representative Lager
 House Resolution No. 1781 - Representative Henke

HOUSE CONCURRENT RESOLUTIONS

Representative Kratky offered House Concurrent Resolution No. 46.
 Representatives Walton and Boykins offered House Concurrent Resolution No. 47.

SECOND READING OF HOUSE JOINT RESOLUTIONS

HJR 53 through **HJR 55** were read the second time.

SECOND READING OF HOUSE BILLS

HB 2060 through **HB 2087** were read the second time.

SECOND READING OF SENATE BILLS

SCS SB 568, SB 822, SCS SB 925, SB 1017, SB 1057, SCS SB 1086, SB 1094, SB 1101, SCS SB 1117, SCS SB 1122, SB 1130, SB 1155, SCS SB 1175, SB 1177, SB 1197, SB 1206, SB 1207 and SB 1216 were read the second time.

SENATE CONCURRENT RESOLUTION

SCR 30, with House Committee Amendment No. 1, relating to the Lake of the Ozarks, was taken up by Representative Self.

On motion of Representative Self, **House Committee Amendment No. 1** was adopted.

On motion of Representative Self, **SCR 30, as amended**, was adopted by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120

Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 002

Brooks Darrough

ABSENT WITH LEAVE: 004

Bean Brown 30 Fares Marsh

THIRD READING OF HOUSE BILLS

HCS HBs 1145, 1359 & 1121, relating to a tax deduction for long-term care, was taken up by Representative Portwood.

On motion of Representative Portwood, **HCS HBs 1145, 1359 & 1121** was read the third time and passed by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison

Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Fares	Marsh
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Speaker Pro Tem Bearden declared the bill passed.

HCS HB 1275, relating to virtual public schools, was taken up by Representative Baker (123).

On motion of Representative Baker (123), **HCS HB 1275** was read the third time and passed by the following vote:

AYES: 138

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brooks	Brown 50	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 110	Haywood	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Jones	Kingery	Kratky

Kraus	Lager	Lampe	Lembke	Liese
Lipke	Loehner	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Wildberger	Wilson 119
Wilson 130	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Zweifel	Mr Speaker		

NOES: 019

Bringer	Burnett	Curls	Donnelly	Harris 23
Henke	Johnson 90	Jolly	Kelly	Kuessner
LeVota	Low 39	Lowe 44	Roorda	Skaggs
Whorton	Witte	Wood	Young	

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Bruns	Fares	Marsh
Myers				

Speaker Pro Team Bearden declared the bill passed.

HB 1521, relating to business use incentives, was taken up by Representative Richard.

On motion of Representative Richard, **HB 1521** was read the third time and passed by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39

Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Fares	Marsh
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Speaker Pro Tem Bearden declared the bill passed.

HCS HB 1380, relating to a public-private partnership, was taken up by Representative St. Onge.

On motion of Representative St. Onge, **HCS HB 1380** was read the third time and passed by the following vote:

AYES: 128

Aull	Avery	Baker 123	Bearden	Bivins
Black	Bland	Bogetto	Bowman	Boykins
Brown 50	Bruns	Burnett	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Daus	Davis
Deeken	Dempsey	Denison	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Faith
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Icet
Jackson	Johnson 47	Johnson 61	Jolly	Jones
Kingery	Kratky	Kuessner	Lager	Lampe
Lembke	Liese	Lipke	Loehner	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Quinn
Rector	Richard	Robb	Robinson	Rucker
Ruestman	Rupp	Salva	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Silvey	Smith 14	Smith 118	Spreng

Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Villa	Vogt	Wallace
Walsh	Walton	Wells	Weter	Wildberger
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Young	Zweifel	Mr Speaker		

NOES: 027

Baker 25	Behnen	Bringer	Casey	Darrough
Day	Dethrow	Ervin	Hughes	Hunter
Johnson 90	Kelly	Kraus	LeVota	Low 39
Pratt	Roark	Roorda	Shoemyer	Skaggs
Smith 150	Viebrock	Wagner	Whorton	Wilson 130
Witte	Yates			

PRESENT: 003

Brooks	Sander	Wilson 119
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ABSENT WITH LEAVE: 005

Bean	Brown 30	Fares	Marsh	Wasson
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Speaker Pro Tem Bearden declared the bill passed.

HCS HB 1026, relating to funeral protests, was taken up by Representative Rucker.

On motion of Representative Rucker, **HCS HB 1026** was read the third time and passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Deeken	Dempsey	Denson	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Ervin	Faith	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey

Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Zweifel	Mr Speaker	

NOES: 003

Oxford	Villa	Young
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PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 005

Bean	Brown 30	Fares	Lampe	Marsh
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Speaker Pro Tem Bearden declared the bill passed.

Representative Nieves assumed the Chair.

The emergency clause was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton

Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 004

Oxford	Skaggs	Villa	Young
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PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Black	Brown 30	Denison	Fares
Kratky	Marsh			

HB 1302, relating to watercraft registration fees, was taken up by Representative Cooper (155).

On motion of Representative Cooper (155), **HB 1302** was read the third time and passed by the following vote:

AYES: 123

Aull	Baker 25	Bearden	Behnen	Bivins
Black	Bland	Bogetto	Boykins	Bringer
Brown 50	Bruns	Burnett	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 86	Curls
Darrough	Davis	Day	Decken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Faith	Fisher	Flook	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Jolly
Jones	Kingery	Kratky	Kuessner	Lampe
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meiners	Moore	Myers
Nance	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Richard	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wallace	Walton
Wells	Weter	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Zweifel	Mr Speaker		

NOES: 033

Avery	Baker 123	Bowman	Casey	Cunningham 145
Dake	Daus	Denison	El-Amin	Ervin
Frame	George	Henke	Johnson 90	Kelly
Kraus	Lager	Lembke	LeVota	Meadows

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Munzlinger	Muschany	Nieves	Nolte	Oxford
Rector	Roark	Spreng	Wagner	Walsh
Whorton	Yates	Young		

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 006

Bean	Brown 30	Corcoran	Fares	Marsh
Wasson				

Representative Nieves declared the bill passed.

HCS HBs 1030, 1033, 1146, 1225 & 1326, relating to political subdivisions, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS HBs 1030, 1033, 1146, 1225 & 1326** was read the third time and passed by the following vote:

AYES: 137

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	El-Amin	Emery	Faith	Fisher
Franz	Fraser	George	Guest	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Jones	Kelly	Kingery	Kratky	Kuessner
Lager	Lembke	Liese	Lipke	Loehner
Lowe 44	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Quinn
Rector	Richard	Robb	Robinson	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Young
Zweifel	Mr Speaker			

NOES: 020

Bogetto	Dake	Davis	Donnelly	Ervin
Flook	Frame	Harris 23	Harris 110	Johnson 90
Jolly	Kraus	LeVota	Low 39	Meadows
Pratt	Roark	Roorda	Stevenson	Yates

PRESENT: 001

Lampe

ABSENT WITH LEAVE: 005

Bean	Brown 30	Fares	Marsh	Wasson
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Representative Nieves declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 136

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Dake	Darrough	Daus	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	El-Amin	Emery	Ervin	Faith
Fisher	Franz	Fraser	George	Guest
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Jones	Kelly	Kingery	Kratky
Kuessner	Lager	Lembke	Liese	Lipke
Loehner	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Quinn	Rector
Richard	Robb	Robinson	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Young	Zweifel
Mr Speaker				

NOES: 017

Davis	Dusenberger	Flook	Frame	Harris 23
Harris 110	Johnson 90	Jolly	Kraus	LeVota
Low 39	Meadows	Pratt	Roark	Roorda
Spreng	Yates			

PRESENT: 003

Bogetto Curls Lampe

ABSENT WITH LEAVE: 007

Bean Brown 30 Fares Lowe 44 Marsh
Page Wasson

THIRD READING OF HOUSE BILL - FEDERAL MANDATE

HB 1466, relating to the Police Retirement System of St. Louis, was taken up by Representative Daus.

On motion of Representative Daus, **HB 1466** was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Fares	Lowe 44	Marsh
Wasson				

Representative Nieves declared the bill passed.

Representative Cooper (120) assumed the Chair.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 977, relating to election of municipal officers, was taken up by Representative Whorton.

On motion of Representative Whorton, **HCS HB 977** was read the third time and passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Fares	Lowe 44	Marsh
Schad	Wasson			

Representative Cooper (120) declared the bill passed.

HCS HB 1059, relating to school credit, was taken up by Representative Cunningham (86).

On motion of Representative Cunningham (86), **HCS HB 1059** was read the third time and passed by the following vote:

AYES: 132

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Brooks	Brown 50	Bruns	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Dake	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fisher	Flook	Frame
Franz	Fraser	Guest	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Johnson 47	Jones	Kelly	Kingery
Kratky	Kraus	Lager	Lampe	Lembke
Lipke	Loehner	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 016

Bowman	Bringer	Chappelle-Nadal	Corcoran	Darrough
Harris 23	Harris 110	Hughes	Johnson 90	Kuessner
LeVota	Low 39	Roorda	Shoemyer	Wagner
Witte				

PRESENT: 009

Burnett	Curls	George	Johnson 61	Jolly
Liese	Lowe 44	Oxford	Spreng	

ABSENT WITH LEAVE: 006

Bean	Brown 30	Fares	Marsh	Schad
Wasson				

Representative Cooper (120) declared the bill passed.

HB 1192, relating to the State Fair Escrow Fund, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **HB 1192** was read the third time and passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Johnson 47	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Fares	Jackson	Johnson 61
Marsh	Rucker	Schad	Wasson	

Representative Cooper (120) declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1317 - Fiscal Review (Fiscal Note)
HB 1817 - Special Committee on General Laws
HB 1930 - Ways and Means
HB 2063 - Judiciary
HB 2064 - Local Government

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1316**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Senior Citizen Advocacy, Chairman Bruns reporting:

Mr. Speaker: Your Committee on Senior Citizen Advocacy, to which was referred **HB 1423**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Senior Citizen Advocacy, to which was referred **HB 1873**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Urban Issues, Chairman Hoskins reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 1536**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **SB 906**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1080**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1194**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1441**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1487**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1677**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1726**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1767**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SCR 21**, begs leave to report it has examined the same and recommends that it **Do Pass**.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2088, introduced by Representative Kelly, relating to the required educational assessment and community treatment program.

HB 2089, introduced by Representatives Donnelly, Witte, Swinger, Johnson (90), Skaggs, Burnett, Bringer and Page, relating to chemical blood alcohol tests.

HB 2090, introduced by Representatives Johnson (47), Roorda and Wagner, relating to the Agreement Among the States to Elect the President by National Popular Vote Act.

HB 2091, introduced by Representative Weter, relating to emergency management.

HB 2092, introduced by Representative Threlkeld, relating to the licensing of pharmacy benefit managers.

HB 2093, introduced by Representatives Skaggs, LeVota, Darrough, Page, Kratky, Kuessner, Schoemehl, Johnson (90), Swinger, Witte and Low (39), relating to elections.

HB 2094, introduced by Representatives Rucker, Robinson, Johnson (47), Lampe and Meiners, relating to sewer districts in certain counties.

HB 2095, introduced by Representatives Rucker, Robinson, Johnson (47) and Meiners, relating to natural gas safety penalties.

HB 2096, introduced by Representatives Nolte, Wilson (130), Scharnhorst and Wilson (119), relating to a motor fuel tax holiday.

HB 2097, introduced by Representatives Dempsey and Yates, relating to medical malpractice insurance data collection.

HB 2098, introduced by Representatives Harris (23), Oxford, Roorda, LeVota, Witte, Harris (110), Whorton, Wildberger, Sanders Brooks, Corcoran, Young and Baker (25), relating to Medicaid fraud and abuse.

HB 2099, introduced by Representatives Baker (25), Darrough, Page, Harris (110), Yaeger, Boykins, Johnson (61) and Sanders Brooks, relating to physical education classes.

HB 2100, introduced by Representative Harris (23), relating to qualified research tax credits for corporations.

HB 2101, introduced by Representative Nolte, relating to disposable cell phone purchases.

HB 2102, introduced by Representative Kraus, relating to the needy persons fund.

HB 2103, introduced by Representatives Stevenson and Donnelly, relating to termination of parental rights.

HB 2104, introduced by Representative Icet, relating to financial assistance for consumer-directed personal care services.

HB 2105, introduced by Representatives Donnelly, Johnson (61), Moore and Skaggs, relating to suicide records.

HB 2106, introduced by Representatives Jetton, Scharnhorst, Chinn, Hobbs, Sater, Faith, Cunningham (145), Sander, Roark, Low (39), Dethrow, Baker (25), Meadows, Roorda, Casey, Dake, Walton, Pearce, Lampe, Frame, Fisher, Wilson (130), Wallace, Rector, Myers, Lembke, Bruns, Nieves, Richard, Bearden, Dempsey, Ruestman, Dixon, Smith (150), Weter, Baker (123), Nance, Wood, Parson, Jones, Viebrock, Nolte, Robb, Moore, Muschany, Threlkeld, Day, Kelly, Stevenson, Deeken, McGhee, Bivins, Avery, Icet, Black, Yaeger, Brown (50), Rucker, Wildberger, Smith (118), Wagner, Lowe (44), George, Swinger, Burnett, Jolly, Hubbard, Aull, Spreng, Robinson, Parker, Wright (137), Quinn, Schaaf, Schneider, Wright (159), Pratt, Cunningham (86) and Denison, relating to littering.

HB 2107, introduced by Representative Bruns, relating to the regulation of captive insurance companies.

HB 2108, introduced by Representatives Salva, Meadows, Wildberger, Roorda, Witte, Dougherty, Whorton and Frame, relating to utility rate adjustments.

HB 2109, introduced by Representatives Low (39), Lampe, Baker (25), Skaggs, Curls, Brown (50), Johnson (47), Walsh, Fraser, Donnelly, Shoemyer, Wildberger, Lowe (44), Young, George, Villa, Spreng, Wagner, Bowman, Sanders Brooks, Storch, Page, Harris (110), Johnson (90), Meiners, Jolly, LeVota, Wright-Jones, Johnson (61), Hughes, Schaaf, Cooper (155), Silvey, Smith (14) and Schneider, relating to health insurance coverage for cervical cancer testing.

HB 2110, introduced by Representatives Dethrow, Wilson (119) and Cunningham (145), relating to taxes on capital gains.

HB 2111, introduced by Representatives Hubbard, Jetton, Schaaf, Page, Walton, El-Amin, Pratt, Zweifel, Casey, Villa, Vogt, Johnson (47), Hughes, Storch, Oxford, Roorda, Hoskins and Sander, relating to the hiring of law enforcement officers by private colleges and universities.

HB 2112, introduced by Representatives Davis, Cooper (155), Phillips, Stevenson and Sander, relating to contraceptives for minors.

HB 2113, introduced by Representatives Davis, Tilley, Threlkeld and Stevenson, relating to liability for uncompensated medical services.

HB 2114, introduced by Representatives Davis, Avery, McGhee, Hunter, Richard, Stevenson and Denison, relating to traffic control signals.

HB 2115, introduced by Representatives Ruestman, Phillips, Vogt, Nieves, Jones, Cooper (155), Schaaf, Threlkeld, Hunter and Cooper (120), relating to alimony and maintenance.

HB 2116, introduced by Representatives El-Amin, Hubbard, Daus, Wright-Jones, Oxford and Johnson (61), relating to the St. Louis board of police commissioners.

HB 2117, introduced by Representatives Pollock, Lembke, Emery, Phillips, Cooper (155), Sater, Wilson (119), Wells, Yaeger, Sander, Cunningham (86), Dixon, Wright-Jones, Parker, Boykins, Harris (110) and Faith, relating to an umbilical cord blood bank program.

HB 2118, introduced by Representative Behnen, relating to professional licenses.

HB 2119, introduced by Representative Pratt, relating to property assessments.

HB 2120, introduced by Representative Pratt, relating to payment of property taxes.

HB 2121, introduced by Representatives Frame and Roorda, relating to monitoring the sale of certain schedule V substances.

HB 2122, introduced by Representative Roorda, relating to the Missouri Urban pursuit reduction grant.

HB 2123, introduced by Representative Hughes, relating to the Missouri Universal Health Insurance Act.

HB 2124, introduced by Representative Aull, relating to eligibility for in-state tuition at Missouri institutions of higher education.

HB 2125, introduced by Representative Black, relating to licensure of emergency medical technicians.

HB 2126, introduced by Representative Johnson (90), relating to the Vietnam veteran's survivors scholarship program.

HB 2127, introduced by Representative Fraser, relating to mercury switches.

HB 2128, introduced by Representative Yates, relating to general assembly members salaries.

HB 2129, introduced by Representative Guest, relating to renewable energy.

HB 2130, introduced by Representatives Portwood, Wright (137), Lembke and Avery, relating to The Missouri Homestead Preservation Act.

HB 2131, introduced by Representatives Quinn, Wallace, Schad, Loehner, Parson, Jones, Aull, Moore, Jetton, Liese, Threlkeld, Phillips, Myers, Wells, Franz, May, Sander, Smith (118), Denison, Sater, Fisher, Dethrow, Wright (137), Stevenson, Davis, Nance, Lembke, Cooper (158), Schneider, Flook, Wright (159), Faith, Cooper (155), Deeken, Dixon and Bearden, relating to driver's licenses.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Committee Amendment No. 1 to SCR 30** and has taken up and adopted **SCR 30, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 938**, entitled:

An act to amend chapter 227, RSMo, by adding thereto twenty-four new sections relating to the Missouri public-private partnerships transportation act, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS#2 SB 1003**, entitled:

An act to authorize the conveyance of certain state properties, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1080**, entitled:

An act to authorize the conveyance of property owned by the state known as the Midtown state office building to St. Louis University, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

The following member's presence was noted: Fares.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Friday, March 31, 2006.

COMMITTEE MEETINGS

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1810, SB 612, SB 712, SB 881

Executive session will be held on: HB 1350

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 4, 2006, Hearing Room 1 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HB 1298, HB 2042, SB 933, SB 981

ELECTIONS

Tuesday, April 4, 2006, 6:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 1866, HB 1994

Executive session will be held on: SB 818, HB 1900

HIGHER EDUCATION

Tuesday, April 4, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 2038, SS SCS SB 590, SCS SB 650

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Monday, April 10, 2006, 1:00 p.m. Hearing Room 6.

Appeal of license plate.

Discuss future needs of MoDOT.

Executive session may follow.

JUDICIARY

Monday, April 3, 2006, 2:30 p.m. Hearing Room 6.
Executive session.

PROFESSIONAL REGISTRATION AND LICENSING

Monday, April 3, 2006, Hearing Room 6 upon afternoon adjournment.
Executive session may be held on: HB 1260, HB 1884, HB 1885,
SB 819, SB 828, SCS SB 749, SCS SB 934

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, April 4, 2006, 8:00 a.m. Hearing Room 4.
Executive session only.

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, April 4, 2006, 8:00 a.m. Hearing Room 1.
Possible Executive session. AMENDED
Public hearings to be held on: HB 1607, HB 2036, SB 947

VETERANS

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 5.
Executive session may follow.
Public hearings to be held on: HB 1845, SCS SB 830, SB 964

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Monday, April 3, 2006, House Gallery south side upon afternoon adjournment.
Executive session will be held on: HB 1811, HB 1910

HOUSE CALENDAR

FORTY-EIGHTH DAY, FRIDAY, MARCH 31, 2006

HOUSE BILLS FOR SECOND READING

HB 2088 through HB 2131

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden
- 4 HJR 43 - Dethrow

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1485 - Icet
- 2 HCS HB 1305 - Smith (118)
- 3 HB 994 - Dusenberg

- 4 HCS HB 1151 - Cunningham (86)
- 5 HCS HB 974 - Davis
- 6 HB 1498 - Dethrow (4 hours debate on Perfection)
- 7 HCS HB 1632 - Cooper (120)
- 8 HB 1827 - Wasson
- 9 HCS HB 1075 - Davis (150 minutes debate on Perfection)
- 10 HCS HB 1461, 1375, 1110 & 1103 - Ruestman (3 hours debate on Perfection)
- 11 HB 1065 - Tilley
- 12 HCS HB 1182 - Stevenson
- 13 HCS HB 1270 & 1027 - Behnen
- 14 HB 1071 - Phillips
- 15 HB 1865 - Bearden
- 16 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 17 HCS HB 1397 - Pratt
- 18 HCS HB 1482 - Jackson
- 19 HB 1619 - Sutherland
- 20 HCS HB 1620 - Sutherland
- 21 HCS HB 1698, 1236, 995, 1362 & 1290 - Lipke
- 22 HCS HB 1141 - Jackson
- 23 HCS HB 1045, 1152, 1267 & 1634 - Wells
- 24 HCS HB 1837 - Yates
- 25 HCS HB 1441 - Sutherland
- 26 HCS HB 1534 - Lembke
- 27 HCS HB 1080 - Schaaf
- 28 HCS HB 1092 - Sater
- 29 HCS HB 1322 - Lipke
- 30 HCS HB 1487 - Parker
- 31 HCS HB 1581 - Jetton
- 32 HB 1905 - Jetton
- 33 HCS HB 1660 & 1269 - Behnen
- 34 HCS HB 1677 - Ervin
- 35 HCS HB 1726 - Johnson (47)
- 36 HCS HB 1767 - Bruns
- 37 HCS HB 1155 - Yates
- 38 HCS HB 1194 - Cunningham (86)
- 39 HCS HB 1162 - Deeken

HOUSE BILL FOR PERFECTION - INFORMAL

HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)

HOUSE BILLS FOR PERFECTION - CONSENT

(3/27/06)

- 1 HCS HB 1037 - Sander
- 2 HCS HB 1099 - Schaaf

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- 3 HB 1144 - May
- 4 HCS HB 1149 - Bivins
- 5 HB 1477 - Schaaf
- 6 HB 1504 - Yates
- 7 HB 1577 - Pollock
- 8 HCS HB 1617 & 1374 - McGhee
- 9 HCS HB 1739 - Dusenberg
- 10 HCS HB 1762 - Wilson (119)
- 11 HB 1858 - Lipke
- 12 HB 1988 - Wagner

(3/28/06)

- 1 HCS HB 1053 - Jolly
- 2 HB 1088 - Schaaf
- 3 HCS HB 1135 - Nance
- 4 HCS HB 1382 & 1158 - Kraus
- 5 HB 1411 - Smith (150)
- 6 HB 1488 - Roorda
- 7 HCS HB 1511 - Lager
- 8 HB 1522 - Sander
- 9 HCS HB 1552 - Brown (50)
- 10 HB 1623 - St. Onge
- 11 HB 1653 - Walton
- 12 HCS HB 1679 - Johnson (90)
- 13 HCS#2 HB 1703 - Yates
- 14 HB 1707 - Dusenberg
- 15 HCS HB 1710 - Robb
- 16 HCS HB 1711 - Robb
- 17 HCS HB 1746 - Day
- 18 HCS HB 1787 - Jackson
- 19 HB 1936 - Tilley

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 4, (3-02-06, Pages 383-384) - Bruns

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1532, (Fiscal Review 3-29-06) - Lembke
- 2 HCS HB 1349, (Fiscal Review 3-29-06) - Loehner
- 3 HCS HB 1317, (Fiscal Review 3-30-06) - Lipke

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HCS HB 1244 - Ruestman
- 2 HCS HB 1256 - Haywood

- 3 HCS HB 1440 - Sutherland
- 4 HB 1446 - Whorton
- 5 HCS HB 1449 - Wright (159)
- 6 HB 1494 - Emery
- 7 HCS HB 1508 - Bruns
- 8 HB 1509 - Bruns
- 9 HCS HB 1515 - Behnen
- 10 HCS HB 1551 - Tilley
- 11 HB 1715 - Pratt
- 12 HCS HB 1759 - Wasson
- 13 HB 1833 - Wood
- 14 HB 1857 - Lipke

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HCS HB 1100 - Schaaf

SENATE BILLS FOR SECOND READING

- 1 SB 938
- 2 SCS#2 SB 1003
- 3 SB 1080

HOUSE CONCURRENT RESOLUTION

HCR 25, (3-13-06, Pages 514-515) - Bowman

SENATE CONCURRENT RESOLUTION

SCS SCR 21, (1-24-06, Pages 115-116) - Ervin

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FORTY-EIGHTH DAY, FRIDAY, MARCH 31, 2006

The House met pursuant to adjournment.

Representative Moore in the Chair.

There was a moment of silent prayer for the safety of our Armed Forces in Iraq.

The Pledge of Allegiance to the flag was recited.

HOUSE RESOLUTION

Representatives Smith (150) and Harris (110) offered House Resolution No. 1782.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1783 - Representative Lipke
House Resolution No. 1784 - Representative Wright (159)
House Resolution No. 1785 - Representative Moore
House Resolution No. 1786
through
House Resolution No. 1794 - Representative Dempsey
House Resolution No. 1795 - Representative Cooper (158)

SECOND READING OF HOUSE BILLS

HB 2088 through **HB 2131** were read the second time.

SECOND READING OF SENATE BILLS

SB 938, **SCS#2 SB 1003** and **SB 1080** were read the second time.

ADVANCEMENT OF CONSENT BILLS

Pursuant to Rule 44(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HCS HB 1037, HCS HB 1099, HB 1144, HCS HB 1149, HB 1477, HB 1504, HB 1577, HCS HBs 1617 & 1374, HCS HB 1739, HCS HB 1762, HB 1858 and HB 1988.**

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 52 - Judiciary

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 2035 - Financial Institutions

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2132, introduced by Representative Baker (25), relating to eligibility for medical assistance.

HB 2133, introduced by Representatives Baker (25) and Shoemyer, relating to the coordinating council on special transportation.

HB 2134, introduced by Representative Roorda, relating to residential construction regulation by fire protection districts.

HB 2135, introduced by Representative Roorda, relating to county planning and zoning in certain counties.

HB 2136, introduced by Representative Wright-Jones, relating to identity theft protection.

HB 2137, introduced by Representative Wright-Jones, relating to relocation assistance.

HB 2138, introduced by Representatives Page, Muschany, Smith (14), Lembke, Tilley, Avery, Bivins, Threlkeld, Schaaf, Sutherland, Icet, Bogetto, Kuessner, Schoemehl and Jetton, relating to intermediate driver's licenses.

HB 2139, introduced by Representative Hughes, relating to adoption.

HB 2140, introduced by Representative Hughes, relating to repealing intervention fees for parolees.

HB 2141, introduced by Representative Donnelly, relating to business addresses.

HB 2142, introduced by Representative Smith (150), relating to ancillary medical assistance.

HB 2143, introduced by Representatives Witte, Swinger, Aull, Baker (25), Schoemehl, Lampe, Harris (110), Skaggs and Robinson, relating to school district annexation.

HB 2144, introduced by Representative Donnelly, relating to eminent domain.

HB 2145, introduced by Representative Bland, relating to alternative education programs.

HB 2146, introduced by Representatives Bland, Hughes, Wright-Jones, Johnson (61), Sanders Brooks, Hoskins, Walton, Lowe (44), Bowman, Kratky, Corcoran, Walsh, Liese, Low (39), Wagner, Meiners, Skaggs, Jolly and LeVota, relating to alternative education programs.

HB 2147, introduced by Representative Kratky, relating to absentee ballots.

HB 2148, introduced by Representative Avery, relating to the distribution of local sales taxes.

HB 2149, introduced by Representatives Harris (23), LeVota, Wright-Jones, Donnelly, Baker (25), Zweifel, Storch, Casey, Bogetto, Oxford, Curls, Witte, Kuessner, Darrough, Frame, Swinger, Hoskins, Wildberger, Burnett, Roorda, Meadows and Aull, relating to ethics.

HB 2150, introduced by Representatives Pearce, Cunningham (86), Davis, Bivins and Sander, relating to transportation of pupils.

HB 2151, introduced by Representative Meiners, relating to license plates.

HB 2152, introduced by Representative Sutherland, relating to a property tax exemption on homesteads.

HB 2153, introduced by Representative Sutherland, relating to business personal property tax.

HB 2154, introduced by Representative Hunter, relating to employee rights.

HB 2155, introduced by Representative Hughes, relating to life sciences research.

HB 2156, introduced by Representative Icet, relating to unlawful employment practices.

HB 2157, introduced by Representative Icet, relating to appropriations for four-year higher education institutions.

HB 2158, introduced by Representative Cooper (158), relating to election administration.

HB 2159, introduced by Representatives Yates and Pratt, relating to Missouri civil defense fire rescue squads.

The following members' presence was noted: Deeken, Frame, Roorda and Wilson (130).

ADJOURNMENT

On motion of Representative Moore, the House adjourned until 4:00 p.m., Monday, April 3, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Forty-seventh Day, Thursday, March 30, 2006, Page 781, Line 11, by deleting said line.

Page 781, Line 13, by inserting immediately after said line the following:

RE-REFERRAL OF HOUSE BILL

The following House Bill was re-referred to the Committee indicated:

HB 1930 - Special Committee on Urban Issues

COMMITTEE MEETINGS

BUDGET

Tuesday, April 4, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HJR 48

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1810, SB 612, SB 712, SB 881

Executive session will be held on: HB 1350

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 4, 2006, Hearing Room 1 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HB 1298, HB 2042, SB 933, SB 981

ELECTIONS

Tuesday, April 4, 2006, 6:00 p.m. Hearing Room 5.

Public hearings to be held on: HB 1866, HB 1994

Executive session will be held on: SB 818, HB 1900

FINANCIAL INSTITUTIONS

Tuesday, April 4, 2006, 12:00 p.m. Hearing Room 6.

Meeting will convene at 12:30 p.m.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1745, HB 1492, HB 1975, SB 641

HIGHER EDUCATION

Tuesday, April 4, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 2038, SS SCS SB 590, SCS SB 650

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Monday, April 10, 2006, 1:00 p.m. Hearing Room 6.

Appeal of license plate.

Discuss future needs of MoDOT.

Executive session may follow.

JUDICIARY

Monday, April 3, 2006, 2:30 p.m. Hearing Room 6.

Executive session.

PROFESSIONAL REGISTRATION AND LICENSING

Monday, April 3, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session may be held on: HB 1260, HB 1884, HB 1885,
SB 819, SB 828, SCS SB 749, SCS SB 934

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, April 4, 2006, 8:00 a.m. Hearing Room 4.

Executive session only.

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, April 4, 2006, 8:30 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1032, HB 1639, HB 1751,
HB 1752, HB 1817, HB 1642, HB 1945

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, April 4, 2006, 8:00 a.m. Hearing Room 1.

Possible Executive session. AMENDED

Public hearings to be held on: HB 1607, HB 2036, SB 947

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, April 5, 2006, Hearing Room 3 upon afternoon adjournment.

Public hearings to be held on: HB 1930, HB 1960, HB 1853

VETERANS

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1845, SCS SB 830, SB 964

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Monday, April 3, 2006, House Gallery south side upon afternoon adjournment.

Executive session will be held on: HB 1811, HB 1910

HOUSE CALENDAR

FORTY-NINTH DAY, MONDAY, APRIL 3, 2006

HOUSE BILLS FOR SECOND READING

HB 2132 through HB 2159

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden
- 4 HJR 43 - Dethrow

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1485 - Icet
- 2 HCS HB 1305 - Smith (118)
- 3 HB 994 - Dusenberg
- 4 HCS HB 1151 - Cunningham (86)
- 5 HCS HB 974 - Davis
- 6 HB 1498 - Dethrow (4 hours debate on Perfection)
- 7 HCS HB 1632 - Cooper (120)
- 8 HB 1827 - Wasson
- 9 HCS HB 1075 - Davis (150 minutes debate on Perfection)
- 10 HCS HB 1461, 1375, 1110 & 1103 - Ruestman (3 hours debate on Perfection)
- 11 HB 1065 - Tilley
- 12 HCS HB 1182 - Stevenson
- 13 HCS HB 1270 & 1027 - Behnen
- 14 HB 1071 - Phillips
- 15 HB 1865 - Bearden
- 16 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 17 HCS HB 1397 - Pratt
- 18 HCS HB 1482 - Jackson
- 19 HB 1619 - Sutherland

- 20 HCS HB 1620 - Sutherland
- 21 HCS HB 1698, 1236, 995, 1362 & 1290 - Lipke
- 22 HCS HB 1141 - Jackson
- 23 HCS HB 1045, 1152, 1267 & 1634 - Wells
- 24 HCS HB 1837 - Yates
- 25 HCS HB 1441 - Sutherland
- 26 HCS HB 1534 - Lembke
- 27 HCS HB 1080 - Schaaf
- 28 HCS HB 1092 - Sater
- 29 HCS HB 1322 - Lipke
- 30 HCS HB 1487 - Parker
- 31 HCS HB 1581 - Jetton
- 32 HB 1905 - Jetton
- 33 HCS HB 1660 & 1269 - Behnen
- 34 HCS HB 1677 - Ervin
- 35 HCS HB 1726 - Johnson (47)
- 36 HCS HB 1767 - Bruns
- 37 HCS HB 1155 - Yates
- 38 HCS HB 1194 - Cunningham (86)
- 39 HCS HB 1162 - Deeken

HOUSE BILL FOR PERFECTION - INFORMAL

HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)

HOUSE BILLS FOR PERFECTION - CONSENT

(3/28/06)

- 1 HCS HB 1053 - Jolly
- 2 HB 1088 - Schaaf
- 3 HCS HB 1135 - Nance
- 4 HCS HB 1382 & 1158 - Kraus
- 5 HB 1411 - Smith (150)
- 6 HB 1488 - Roorda
- 7 HCS HB 1511 - Lager
- 8 HB 1522 - Sander
- 9 HCS HB 1552 - Brown (50)
- 10 HB 1623 - St. Onge
- 11 HB 1653 - Walton
- 12 HCS HB 1679 - Johnson (90)
- 13 HCS#2 HB 1703 - Yates
- 14 HB 1707 - Dusenberg
- 15 HCS HB 1710 - Robb
- 16 HCS HB 1711 - Robb

- 17 HCS HB 1746 - Day
- 18 HCS HB 1787 - Jackson
- 19 HB 1936 - Tilley

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 4, (3-02-06, Pages 383-384) - Bruns

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1532, (Fiscal Review 3-29-06) - Lembke
- 2 HCS HB 1349, (Fiscal Review 3-29-06) - Loehner
- 3 HCS HB 1317, (Fiscal Review 3-30-06) - Lipke

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HCS HB 1244 - Ruestman
- 2 HCS HB 1256 - Haywood
- 3 HCS HB 1440 - Sutherland
- 4 HB 1446 - Whorton
- 5 HCS HB 1449 - Wright (159)
- 6 HB 1494 - Emery
- 7 HCS HB 1508 - Bruns
- 8 HB 1509 - Bruns
- 9 HCS HB 1515 - Behnen
- 10 HCS HB 1551 - Tilley
- 11 HB 1715 - Pratt
- 12 HCS HB 1759 - Wasson
- 13 HB 1833 - Wood
- 14 HB 1857 - Lipke
- 15 HCS HB 1037 - Sander
- 16 HCS HB 1099, E.C. - Schaaf
- 17 HB 1144 - May
- 18 HCS HB 1149 - Bivins
- 19 HB 1477 - Schaaf
- 20 HB 1504 - Yates
- 21 HB 1577 - Pollock
- 22 HCS HB 1617 & 1374 - McGhee
- 23 HCS HB 1739 - Dusenberg
- 24 HCS HB 1762 - Wilson (119)
- 25 HB 1858 - Lipke
- 26 HB 1988 - Wagner

HOUSE CONCURRENT RESOLUTION

HCR 25, (3-13-06, Pages 514-515) - Bowman

SENATE CONCURRENT RESOLUTION

SCS SCR 21, (1-24-06, Pages 115-116) - Ervin

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FORTY-NINTH DAY, MONDAY, APRIL 3, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Gracious are You, Lord, and righteous; Yes, O God, You are merciful. It is better to trust in You than mankind; better to rest in You than ourselves.

As we begin another week, may You, Lord, be mindful of us and abundantly bless us. May You bless this assembly and the work ahead of us. May You increase our capacity to receive knowledge as we strengthen our determination to fulfill the mandate given to us from our respective districts.

May our actions consistently reflect sound judgements in order for us to establish sound law.

Often we pause to think of our family and friends who support us, pray for us, and counsel us. May You extend peace to them like a river.

May Your grace and mercy be poured out generously upon us.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-seventh day was approved as corrected.

The Journal of the forty-eighth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1796 - Representative Jetton

House Resolution No. 1797

and

House Resolution No. 1798 - Representative Phillips

House Resolution No. 1799

through

House Resolution No. 1801 - Representative Dethrow

House Resolution No. 1802

and

House Resolution No. 1803 - Representative Lager

House Resolution No. 1804 - Representative Wells

House Resolution No. 1805 - Representative Wright (137)
 House Resolution No. 1806 - Representative Jackson
 House Resolution No. 1807 - Representative Yaeger
 House Resolution No. 1808 - Representative Hughes
 House Resolution No. 1809 - Representative St. Onge
 House Resolution No. 1810 - Representatives Denison and Lampe
 House Resolution No. 1811
 through
 House Resolution No. 1824 - Representative Denison
 House Resolution No. 1825
 through
 House Resolution No. 1838 - Representative Sander

HOUSE CONCURRENT RESOLUTION

Representative Fisher offered House Concurrent Resolution No. 48.

SECOND READING OF HOUSE BILLS

HB 2132 through **HB 2159** were read the second time.

SPECIAL RECOGNITION

Matthew Keeney was introduced by Speaker Jetton and recognized as an Outstanding Missourian.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 1256, relating to a state observance, was taken up by Representative Haywood.

On motion of Representative Haywood, **HCS HB 1256** was read the third time and passed by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberger
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May

McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Bean	Bland	Bowman	Boykins	Brooks
Brown 30	Corcoran	El-Amin	George	Johnson 90
Marsh	Oxford	Parker	Spreng	Swinger
Tilley	Wasson	Yaeger		

Speaker Jetton declared the bill passed.

HCS HB 1244, relating to interior designers, was taken up by Representative Ruestman.

On motion of Representative Ruestman, **HCS HB 1244** was read the third time and passed by the following vote:

AYES: 144

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf

Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Viebrock	Villa	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Young	Zweifel	Mr Speaker	

NOES: 001

Daus

PRESENT: 000

ABSENT WITH LEAVE: 018

Bean	Bland	Bowman	Boykins	Brooks
Brown 30	Corcoran	El-Amin	George	Johnson 90
Marsh	Oxford	Parker	Spreng	Swinger
Tilley	Vogt	Yaeger		

Speaker Jetton declared the bill passed.

HCS HB 1440, relating to cervical cancer awareness, was taken up by Representative Sutherland.

On motion of Representative Sutherland, **HCS HB 1440** was read the third time and passed by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge

Storch	Sutherland	Threlkeld	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Bean	Bland	Bowman	Boykins	Brown 30
Corcoran	El-Amin	George	Johnson 90	Marsh
Oxford	Parker	Skaggs	Spreng	Swinger
Tilley	Yaeger	Yates		

Speaker Jetton declared the bill passed.

HB 1446, relating to biodiesel fuel use, was taken up by Representative Whorton.

On motion of Representative Whorton, **HB 1446** was read the third time and passed by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Rupp	Salva	Sander	Sater
Schaaf	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Bean	Bland	Bowman	Boykins	Brown 30
Corcoran	El-Amin	George	Johnson 90	Marsh
Oxford	Parker	Ruestman	Schad	Spreng
Swinger	Tilley	Yaeger		

Speaker Jetton declared the bill passed.

HCS HB 1449, relating to background checks for teachers, was taken up by Representative Wright (159).

On motion of Representative Wright (159), **HCS HB 1449** was read the third time and passed by the following vote:

AYES: 141

Aull	Avery	Baker 123	Bearden	Behnen
Black	Bogetto	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Threlkeld	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yates	Young
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 022

Baker 25	Bean	Bivins	Bland	Bowman
Boykins	Brown 30	Corcoran	Darrough	El-Amin
Fares	George	Johnson 90	Marsh	McGhee
Oxford	Parker	Spreng	Swinger	Tilley
Yaeger	Zweifel			

Speaker Jetton declared the bill passed.

HB 1494, relating to engineers and land surveyors, was taken up by Representative Emery.

On motion of Representative Emery, **HB 1494** was read the third time and passed by the following vote:

AYES: 141

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright-Jones	Yates	Young
Mr Speaker				

NOES: 000

PRESENT: 003

Brooks	Brown 50	Curls
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ABSENT WITH LEAVE: 019

Bean	Bland	Bowman	Boykins	Brown 30
Corcoran	El-Amin	George	Hughes	Johnson 90
Marsh	Oxford	Parker	Spreng	Swinger
Tilley	Wright 159	Yaeger	Zweifel	

Speaker Jetton declared the bill passed.

HCS HB 1508, relating to fire departments, was taken up by Representative Bruns.

On motion of Representative Bruns, **HCS HB 1508** was read the third time and passed by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yates	Young	Mr Speaker

NOES: 001

Skaggs

PRESENT: 000

ABSENT WITH LEAVE: 017

Bean	Bland	Bowman	Boykins	Brown 30
Corcoran	El-Amin	George	Johnson 90	Marsh
Oxford	Parker	Spreng	Swinger	Tilley
Yaeger	Zweifel			

Speaker Jetton declared the bill passed.

HB 1509, relating to the Division of Fire Safety, was taken up by Representative Bruns.

On motion of Representative Bruns, **HB 1509** was read the third time and passed by the following vote:

AYES: 146

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Threlkeld	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yates	Young
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 017

Bean	Bland	Bowman	Boykins	Brown 30
Corcoran	George	Hubbard	Johnson 90	Marsh
Oxford	Parker	Spreng	Swinger	Tilley
Yaeger	Zweifel			

Speaker Jetton declared the bill passed.

HCS HB 1515, relating to collaborative practice reporting, was taken up by Representative Behnen.

On motion of Representative Behnen, **HCS HB 1515** was read the third time and passed by the following vote:

AYES: 144

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hughes	Hunter
Icet	Jackson	Johnson 47	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yates	Young	Mr Speaker	

NOES: 000

PRESENT: 002

Johnson 61	Lowe 44
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ABSENT WITH LEAVE: 017

Bean	Bland	Bowman	Boykins	Brown 30
Corcoran	George	Hubbard	Johnson 90	Marsh
Oxford	Parker	Spreng	Swinger	Tilley
Yaeger	Zweifel			

Speaker Jetton declared the bill passed.

HCS HB 1551, relating to barber shop licenses, was taken up by Representative Robinson.

On motion of Representative Robinson, **HCS HB 1551** was read the third time and passed by the following vote:

AYES: 141

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lembke	LeVota	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	Storch	Sutherland	Threlkeld	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yates	Young
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 022

Bean	Bland	Bowman	Boykins	Brown 30
Chinn	Corcoran	George	Hubbard	Johnson 90
Lampe	Liese	Marsh	Oxford	Parker
Sater	Spreng	St. Onge	Swinger	Tilley
Yaeger	Zweifel			

Speaker Jetton declared the bill passed.

HB 1715, relating to corporations, was taken up by Representative Pratt.

On motion of Representative Pratt, **HB 1715** was read the third time and passed by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yates
Young	Mr Speaker			

NOES: 000

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 015

Bean	Bowman	Boykins	Brown 30	Corcoran
George	Johnson 90	Marsh	Oxford	Parker
Spreng	Swinger	Tilley	Yaeger	Zweifel

Speaker Jetton declared the bill passed.

HCS HB 1759, relating to athletic trainers, was taken up by Representative Wasson.

On motion of Representative Wasson, **HCS HB 1759** was read the third time and passed by the following vote:

AYES: 140

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Darrough	Daus
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Ice	Jackson	Johnson 47
Johnson 61	Jolly	Kelly	Kingery	Kratky
Kraus	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yates	Young	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 023

Bean	Bowman	Boykins	Brooks	Brown 30
Corcoran	Dake	Davis	Dusenberg	George
Hunter	Johnson 90	Jones	Kuessner	Marsh
May	Oxford	Parker	Spreng	Swinger
Tilley	Yaeger	Zweifel		

Speaker Jetton declared the bill passed.

HB 1833, relating to the official state invertebrate, was taken up by Representative Wood.

On motion of Representative Wood, **HB 1833** was read the third time and passed by the following vote:

AYES: 122

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Brown 50
Burnett	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Curls	Dake
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	Guest
Harris 110	Haywood	Hobbs	Hoskins	Hubbard
Hughes	Ice	Jackson	Johnson 47	Johnson 61
Jolly	Jones	Kelly	Kingery	Kratky
Lager	Lampe	LeVota	Liese	Loehner
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Nance	Nieves	Nolte
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Rector	Richard	Robb
Robinson	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Young	Mr Speaker			

NOES: 022

Avery	Bringer	Bruns	Chappelle-Nadal	Darrough
Daus	Harris 23	Henke	Hunter	Kraus
Kuessner	Lembke	Lipke	Low 39	Myers
Quinn	Roark	Roorda	Shoemyer	Skaggs
Wildberger	Yates			

PRESENT: 004

Brooks	Frame	Muschany	Threlkeld
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ABSENT WITH LEAVE: 015

Bean	Bowman	Boykins	Brown 30	Corcoran
George	Johnson 90	Marsh	Oxford	Parker
Spreng	Swinger	Tilley	Yaeger	Zweifel

Speaker Jetton declared the bill passed.

HB 1857, relating to commencement of prosecution, was taken up by Representative Lipke.

On motion of Representative Lipke, **HB 1857** was read the third time and passed by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Jolly	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yates	Young	Mr Speaker

NOES: 000

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 017

Bean	Bowman	Boykins	Brown 30	Corcoran
George	Johnson 90	Jones	Marsh	May
Oxford	Parker	Spreng	Swinger	Tilley
Yaeger	Zweifel			

Speaker Jetton declared the bill passed.

HCS HB 1037, relating to environmental control, was taken up by Representative Sander.

On motion of Representative Sander, **HCS HB 1037** was read the third time and passed by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Iceet	Jackson	Johnson 47	Johnson 61
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yates
Young	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 016

Bean	Bland	Bowman	Boykins	Brown 30
Corcoran	George	Johnson 90	Marsh	Oxford
Parker	Spreng	Swinger	Tilley	Yaeger
Zweifel				

Speaker Jetton declared the bill passed.

HCS HB 1099, relating to health care providers, was taken up by Representative Schaaf.

On motion of Representative Schaaf, **HCS HB 1099** was read the third time and passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Threlkeld	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Young	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Bowman	Boykins	Brown 30	Corcoran
George	Johnson 90	Marsh	Oxford	Parker
Spreng	Swinger	Tilley	Yaeger	Zweifel

Speaker Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155

Cooper 158	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Threlkeld	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Young	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Bowman	Boykins	Brown 30	Corcoran
George	Johnson 90	Marsh	Oxford	Parker
Spreng	Swinger	Tilley	Yaeger	Zweifel

HB 1144, relating to the official state grass, was taken up by Representative May.

On motion of Representative May, **HB 1144** was read the third time and passed by the following vote:

AYES: 127

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Brown 50
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Curls
Darrough	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
Guest	Harris 110	Haywood	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Jolly	Jones	Kelly
Kingery	Kratky	Lager	Lampe	Lembke

LeVota	Liese	Lipke	Loehner	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Myers	Nance	Nieves	Nolte
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Rector	Richard	Robb
Robinson	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Young	Mr Speaker			

NOES: 017

Avery	Bringer	Bruns	Dake	Daus
Harris 23	Henke	Kraus	Kuessner	Low 39
Oxford	Quinn	Roark	Roorda	Shoemyer
Skaggs	Yates			

PRESENT: 005

Brooks	Frame	Muschany	Threlkeld	Whorton
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ABSENT WITH LEAVE: 014

Bean	Bowman	Boykins	Brown 30	Corcoran
George	Johnson 90	Marsh	Parker	Spreng
Swinger	Tilley	Yaeger	Zweifel	

Speaker Jetton declared the bill passed.

HCS HB 1149, relating to water pollution control bonds, was taken up by Representative Bivins.

On motion of Representative Bivins, **HCS HB 1149** was read the third time and passed by the following vote:

AYES: 143

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota

Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Young	Mr Speaker		

NOES: 004

Frame	Roorda	Skaggs	Wildberger
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PRESENT: 002

Brooks	Meadows
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ABSENT WITH LEAVE: 014

Bean	Bowman	Boykins	Brown 30	Corcoran
George	Johnson 90	Marsh	Parker	Spreng
Swinger	Tilley	Yaeger	Zweifel	

Speaker Jetton declared the bill passed.

HB 1477, relating to genetics and metabolic diseases, was taken up by Representative Schaaf.

On motion of Representative Schaaf, **HB 1477** was read the third time and passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows

Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Young	Mr Speaker		

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 014

Bean	Bowman	Boykins	Brown 30	Corcoran
George	Johnson 90	Marsh	Parker	Spreng
Swinger	Tilley	Yaeger	Zweifel	

Speaker Jetton declared the bill passed.

HB 1504, relating to insurance board membership, was taken up by Representative Yates.

On motion of Representative Yates, **HB 1504** was read the third time and passed by the following vote:

AYES: 144

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker

Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Wright-Jones	Yates	Young	Mr Speaker	

NOES: 005

Bringer	Frame	Henke	Kuessner	Witte
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PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bowman	Boykins	Brown 30	Corcoran
George	Johnson 90	Marsh	Parker	Spreng
Swinger	Tilley	Yaeger	Zweifel	

Speaker Jetton declared the bill passed.

HB 1577, relating to the State Milk Board, was taken up by Representative Pollock.

On motion of Representative Pollock, **HB 1577** was read the third time and passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch

Sutherland	Threlkeld	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Young	Mr Speaker		

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 014

Bean	Bowman	Boykins	Brown 30	Corcoran
George	Johnson 90	Marsh	Parker	Spreng
Swinger	Tilley	Yaeger	Zweifel	

Speaker Jetton declared the bill passed.

HCS HBs 1617 & 1374, relating to recreational use of land, was taken up by Representative McGhee.

On motion of Representative McGhee, **HCS HBs 1617 & 1374** was read the third time and passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119

Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yates	Young	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bowman	Boykins	Brown 30	Corcoran
George	Johnson 90	Marsh	Parker	Spreng
Swinger	Tilley	Yaeger	Zweifel	

Speaker Jetton declared the bill passed.

HCS HB 1739, relating to agricultural loans, was taken up by Representative Dusenberg.

On motion of Representative Dusenberg, **HCS HB 1739** was read the third time and passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yates	Young	Mr Speaker	

NOES: 001

Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Bowman	Brown 30	Corcoran	George
Johnson 90	Marsh	Parker	Spreng	Swinger
Tilley	Yaeger	Zweifel		

Speaker Jetton declared the bill passed.

HCS HB 1762, relating to disabled license plates and placards, was taken up by Representative Wilson (119).

On motion of Representative Wilson (119), **HCS HB 1762** was read the third time and passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Threlkeld	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Young	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Bowman	Brown 30	Corcoran	George
Johnson 90	Lembke	Marsh	Parker	Smith 118
Spreng	Swinger	Tilley	Yaeger	Zweifel

Speaker Jetton declared the bill passed.

HB 1858, relating to the power to dismiss charges, was taken up by Representative Lipke.

On motion of Representative Lipke, **HB 1858** was read the third time and passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wells	Weter	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Young	Mr Speaker		

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 014

Bean	Bowman	Brown 30	Corcoran	George
Johnson 90	Marsh	Parker	Spreng	Swinger
Tilley	Wasson	Yaeger	Zweifel	

Speaker Jetton declared the bill passed.

HB 1988, relating to the official state game animal, was taken up by Representative Wagner.

On motion of Representative Wagner, **HB 1988** was read the third time and passed by the following vote:

AYES: 130

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Curls	Dake	Darrough	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Johnson 47	Johnson 61	Jolly
Kelly	Kingery	Kratky	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	Meadows
Meiners	Moore	Munzlinger	Myers	Nance
Nieves	Nolte	Oxford	Page	Phillips
Pollock	Portwood	Pratt	Rector	Richard
Robb	Robinson	Rucker	Rupp	Salva
Sater	Schaaf	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Young	Zweifel	Mr Speaker

NOES: 019

Avery	Bruns	Chinn	Cunningham 86	Daus
Guest	Harris 23	Jackson	Jones	Kraus
McGhee	Parson	Pearce	Quinn	Roark
Ruestman	Sander	Schad	Yates	

PRESENT: 002

Muschany	Roorda
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ABSENT WITH LEAVE: 012

Bean	Bowman	Brown 30	Corcoran	George
Johnson 90	Marsh	Parker	Spreng	Swinger
Tilley	Yaeger			

Speaker Jetton declared the bill passed.

THIRD READING OF HOUSE CONCURRENT RESOLUTION

HCR 4, relating to Autism Awareness Day, was taken up by Representative Bruns.

On motion of Representative Bruns, **HCR 4** was read the third time and passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 158	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Viebrock	Villa	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bowman	Brown 30	Cooper 155	Corcoran
George	Johnson 90	Marsh	Parker	Spreng
Swinger	Tilley	Vogt	Yaeger	

Speaker Jetton declared the bill passed.

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 587 - Judiciary
SB 965 - Health Care Policy
SB 977 - Crime Prevention and Public Safety
SCS SB 1086 - Crime Prevention and Public Safety

COMMITTEE REPORTS

Committee on Judiciary, Chairman Pratt reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1944**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Utilities, Chairman Rector reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1728**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

ADVANCEMENT OF CONSENT BILLS

Pursuant to Rule 44(b), the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HCS HB 1053, HB 1088, HCS HB 1135, HCS HBs 1382 & 1158, HB 1411, HB 1488, HCS HB 1511, HB 1522, HCS HB 1552, HB 1623, HB 1653, HCS HB 1679, HCS#2 HB 1703, HB 1707, HCS HB 1710, HCS HB 1711, HCS HB 1746, HCS HB 1787 and HB 1936.**

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, April 4, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Walt Bivins, District 97, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS HB 1449 as recorded in the House Journal for Monday, April 3, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of April 2006.

/s/ Walt Bivins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS HB 1256 as recorded in the House Journal for Monday, April 3, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of April 2006.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kathy Chinn, District 8, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS HB 1551 as recorded in the House Journal for Monday, April 3, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of April 2006.

/s/ Kathy Chinn
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Gary Dusenberg, District 54, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS HB 1759 as recorded in the House Journal for Monday, April 3, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of April 2006.

/s/ Gary Dusenberg
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Sara Lampe, District 138, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS HB 1551 of the House Journal for Monday, April 3, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of April 2006.

/s/ Sara Lampe
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Bob May, District 149, hereby state and affirm that my vote as recorded on the motion to third read and pass HB 1857 as recorded in House Journal for Monday, April 3, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of April 2006.

/s/ Bob May
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Billy Pat Wright, District 159, hereby state and affirm that my vote as recorded on the motion to third read and pass HB 1494 as recorded in the House Journal for Monday, April 3, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of April 2006.

/s/ Billy Pat Wright
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Tuesday, April 4, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Tax credit presentation.

Public hearing to be held on: HJR 48

BUDGET

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Tax credit presentation.

Public hearing to be held on: HJR 48

CHILDREN AND FAMILIES

Wednesday, April 5, 2006, 8:30 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: SCS SCR 25, SB 618

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 1810, SB 612, SB 712, SB 881

Executive session will be held on: HB 1350

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 4, 2006, Hearing Room 1 upon afternoon adjournment.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1298, HB 2042, SB 933, SB 981, SCS SB 666

ELECTIONS

Tuesday, April 4, 2006, 6:00 p.m. Hearing Room 5. AMENDED

Public hearing to be held on: HB 1866

Executive session will be held on: SB 818, HB 1900, HB 1631

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 4.

Executive session.

Public hearings to be held on: HB 1901, HB 1973, SB 806, SB 834

FINANCIAL INSTITUTIONS

Tuesday, April 4, 2006, 12:00 p.m. Hearing Room 6.

Meeting will convene at 12:15 p.m.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1745, HB 2035, HB 1975, SB 641

HIGHER EDUCATION

Tuesday, April 4, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 2038, SS SCS SB 590, SCS SB 650

INSURANCE POLICY

Tuesday, April 4, 2006, Hearing Room 7 upon afternoon adjournment.

Public hearing to be held on: HB 1599

Executive session will be held on: SB 837

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, April 5, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: HCR 37

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Monday, April 10, 2006, 1:00 p.m. Hearing Room 6.

Appeal of license plate.

Discuss future needs of MoDOT.

Executive session may follow.

JUDICIARY

Tuesday, April 4, 2006, 12:00 p.m. Hearing Room 7.

Executive session will follow.

Public hearings to be held on: HB 1451, HB 1652, HB 1717, HB 1849

LOCAL GOVERNMENT

Thursday, April 6, 2006, 8:00 a.m. Hearing Room 6.

Executive session to be held first.

Executive session may follow after Public hearing.

Public hearings to be held on: HB 2047, HB 2064, HB 1976, SB 951

Executive session will be held on: SCS SB 751, SCS SB 802,

SB 809, SCS SB 932, SB 893, SB 936

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 5, 2006, 12:00 p.m. Hearing Room 1.

Public hearings to be held on: HB 1453, HB 1589, HB 1592, HB 1956

Executive session may be held on: SCS SB 749, SB 819, SB 828, SCS SB 934

RULES

Tuesday, April 4, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HCR 10, HCR 18, HCR 41

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, April 4, 2006, Hearing Room 6 upon afternoon adjournment.

Public hearings to be held on: HCR 30, HB 1412, HB 999, HCS HB 1137,

HCS HB 1873, HB 1728, SB 645, SCS SBs 701 & 948

SPECIAL COMMITTEE ON AGRI-BUSINESS

Tuesday, April 4, 2006, Hearing Room 4 upon afternoon adjournment.

Possible Executive session.

Public hearings to be held on: HB 2016, HB 1749, HB 1969, HB 1970, SCS SB 773

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, April 4, 2006, 8:00 a.m. Hearing Room 4.

Executive session only.

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, April 4, 2006, 8:30 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1032, HB 1639, HB 1751,

HB 1752, HB 1817, HB 1642, HB 1945

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, April 5, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session may follow.

Public hearing to be held on: HB 1327

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, April 4, 2006, 8:00 a.m. Hearing Room 1.

Possible Executive session. AMENDED

Public hearings to be held on: HB 1607, HB 2036, SB 947

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, April 5, 2006, Hearing Room 3 upon afternoon adjournment.

Public hearings to be held on: HB 1930, HB 1960, HB 1853

TRANSPORTATION

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1998, HB 1898, HB 1540,
SS SCS SBs 872, 754 & 669, SS SCS SB 916, SCS SB 747,
SCS SBs 667, 704, 941, 956 & 987

VETERANS

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1845, SCS SB 830, SB 964

HOUSE CALENDAR

FIFTIETH DAY, TUESDAY, APRIL 4, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden
- 4 HJR 43 - Dethrow

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1485 - Icet
- 2 HCS HB 1305 - Smith (118)
- 3 HB 994 - Dusenberg
- 4 HCS HB 1151 - Cunningham (86)
- 5 HCS HB 974 - Davis
- 6 HB 1498 - Dethrow (4 hours debate on Perfection)
- 7 HCS HB 1632 - Cooper (120)
- 8 HB 1827 - Wasson
- 9 HCS HB 1075 - Davis (150 minutes debate on Perfection)
- 10 HCS HB 1461, 1375, 1110 & 1103 - Ruestman (3 hours debate on Perfection)
- 11 HB 1065 - Tilley
- 12 HCS HB 1182 - Stevenson
- 13 HCS HB 1270 & 1027 - Behnen

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- 14 HB 1071 - Phillips
- 15 HB 1865 - Bearden
- 16 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 17 HCS HB 1397 - Pratt
- 18 HCS HB 1482 - Jackson
- 19 HB 1619 - Sutherland
- 20 HCS HB 1620 - Sutherland
- 21 HCS HB 1698, 1236, 995, 1362 & 1290 - Lipke
- 22 HCS HB 1141 - Jackson
- 23 HCS HB 1045, 1152, 1267 & 1634 - Wells
- 24 HCS HB 1837 - Yates
- 25 HCS HB 1441 - Sutherland
- 26 HCS HB 1534 - Lembke
- 27 HCS HB 1080 - Schaaf
- 28 HCS HB 1092 - Sater
- 29 HCS HB 1322 - Lipke
- 30 HCS HB 1487 - Parker
- 31 HCS HB 1581 - Jetton
- 32 HB 1905 - Jetton
- 33 HCS HB 1660 & 1269 - Behnen
- 34 HCS HB 1677 - Ervin
- 35 HCS HB 1726 - Johnson (47)
- 36 HCS HB 1767 - Bruns
- 37 HCS HB 1155 - Yates
- 38 HCS HB 1194 - Cunningham (86)
- 39 HCS HB 1162 - Deeken

HOUSE BILL FOR PERFECTION - INFORMAL

HCS HB 1783 & 1479 - Bearden

(3 hours debate on Perfection)

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1532, (Fiscal Review 3-29-06) - Lembke
- 2 HCS HB 1349, (Fiscal Review 3-29-06) - Loehner
- 3 HCS HB 1317, (Fiscal Review 3-30-06) - Lipke

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HCS HB 1053 - Jolly
- 2 HB 1088 - Schaaf
- 3 HCS HB 1135 - Nance
- 4 HCS HB 1382 & 1158 - Kraus
- 5 HB 1411 - Smith (150)
- 6 HB 1488 - Roorda
- 7 HCS HB 1511 - Lager
- 8 HB 1522 - Sander

- 9 HCS HB 1552 - Brown (50)
- 10 HB 1623 - St. Onge
- 11 HB 1653 - Walton
- 12 HCS HB 1679 - Johnson (90)
- 13 HCS#2 HB 1703 - Yates
- 14 HB 1707 - Dusenberg
- 15 HCS HB 1710 - Robb
- 16 HCS HB 1711 - Robb
- 17 HCS HB 1746 - Day
- 18 HCS HB 1787, E.C. - Jackson
- 19 HB 1936 - Tilley

HOUSE CONCURRENT RESOLUTION

HCR 25, (3-13-06, Pages 514-515) - Bowman

SENATE CONCURRENT RESOLUTION

SCS SCR 21, (1-24-06, Pages 115-116) - Ervin

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FIFTIETH DAY, TUESDAY, APRIL 4, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

Thus says the Lord:
Can a mother forget her infant,
Be without tenderness for the child of her womb?
Even should she forget,
I will never forget you.
See, upon the palm of My hands,
I have written your name...
(Isaiah 49:15-16)

Lord, give us the vision and the discipline to think this way about every person in the district we represent and in our State. Then we will be focusing well on the common good. As we study and research the issues, as we listen to one another and as we take our stand, be with us holding our attention upon what is best for the common good.

As You never forget any of Your people, may we never forget any of our people; as You had special concern for the poor, may we have special concern for the poor. May we imitate You in our work that our work may be godly. Today, O Lord, and every day, may our work be godly, and may we be godly.

We pray to You, Our God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Katie Butz, Mike DeMand, Santana Figueroa, Angelica Clay, Kathryn Geoffroy, Kathleen Keegan, Alan Ratermann, Stefan Balcer, Ryan Bax, Eric Brocksmith, Kellyn Freeman, Alex Koetting, Kylie Nolla, Stephen Rehagen, Christian Villanueva, Kaitlyn Wideman, Charlotte Franks, Blaine Fisher, Colson Fisher, Eden Fisher, Brady Choat and David McNamee.

The Journal of the forty-ninth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1839 - Representative Pearce
House Resolution No. 1840
through
House Resolution No. 1842 - Representative Cunningham (145)

House Resolution No. 1843
through
House Resolution No. 1870 - Representative Sander
House Resolution No. 1871
through
House Resolution No. 1873 - Representative Rucker
House Resolution No. 1874
through
House Resolution No. 1885 - Representative Bruns

PERFECTION OF HOUSE BILLS

HCS HB 1632, relating to theft of telephone records, was taken up by Representative Cooper (120).

Representative Rector assumed the Chair.

Speaker Jetton resumed the Chair.

On motion of Representative Cooper (120), **HCS HB 1632** was adopted.

On motion of Representative Cooper (120), **HCS HB 1632** was ordered perfected and printed.

HCS HB 1305, relating to public employee retirement systems, was taken up by Representative Smith (118).

Representative Smith (118) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1305, Page 2, Section 70.615, by inserting after all of said section the following:

“86.590. The board of trustees of police and firemen's pension systems, established under the provisions of section 86.583, may invest and reinvest the moneys of the system, and may hold, purchase, sell, assign, transfer or dispose of any of the securities and investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys[; except that such investment and reinvestments shall be subject to all the terms, conditions, limitations, and restrictions imposed by law upon life insurance or casualty companies in the state of Missouri in making and disposing of their investments, except that the percentage limitations of subsection 2 of section 376.305, RSMo, shall not apply]. The board of trustees of police and firemen's pension systems, established under the provisions of section 86.583, shall comply with the prudent investor standard for investment fiduciaries as provided in section 105.688, RSMo, when investing the assets of the system.”; and

Further amend said bill, Page 2, Section 104.1095, by deleting all of said section and inserting in lieu thereof the following:

“104.1095 1. Notwithstanding any law in chapter 104 or 105 to the contrary, if the actuary for a system created under section 104.020 or 104.320 determines either (1) that such system has a funded ratio below fifty percent for three consecutive plan years or (2) that such system has a funded ratio below sixty percent and is not

meeting one hundred percent of the actuarially required contribution payment, then such system's actuary shall prepare an accelerated contribution schedule based upon a descending amortization period for inclusion in the actuarial valuation for such system.

2. Notwithstanding any law in chapter 104 or 105 to the contrary, no system created under section 104.020 or 104.320 shall adopt or implement any additional benefit increase, supplement, enhancement, lump sum benefit payments to participants, or cost-of-living adjustment beyond the current plan provisions in effect prior to August 28, 2006 unless such system's actuary determines that the funded ratio of the system prior to such adoption or implementation is at least eighty percent and will not be less than seventy-five percent after such adoption or implementation. The unfunded actuarial accrued liabilities associated with benefit changes described in this subsection shall be amortized over a period not to exceed fifteen years for purposes of determining the contributions associated with the adoption or implementation of any such benefit increase, supplement or enhancement.

3. If any changes in actuarial assumptions are made that result in a change in the funded ratio of a system created under section 104.020 or 104.320, written justifications for the changes in actuarial assumptions shall be on file at the office of the system and shall be given to the joint committee on public employee retirement. The written justifications shall be attested to by a representative of such system's retained actuarial firm."; and

Further amend said bill, Section 105.684, Page 5, Line 8, by deleting the word, "fifteen" and inserting in lieu thereof the following word, "twenty"; and

Further amend said section, Page 5, Lines 14 through 28, by deleting all of said lines and inserting in lieu thereof the following;

"4. Any plan, whose actuary determines that the plan has a funded ratio below sixty percent and the political subdivision has failed to make one hundred percent of the actuarially required contribution payment for three successive plan years, shall be deemed delinquent in the contribution payment and such delinquency in the contribution payment shall constitute a first lien on the funds of the political subdivision, and the board as defined under section 105.660, RSMo is authorized to compel payment by application for a writ of mandamus; and in addition, such delinquency in the contribution payment shall be certified by the board to the state treasurer and director of the department of revenue. Until such delinquency in the contribution payment, together with regular interest, is satisfied, the state treasurer and director of the department of revenue shall withhold all moneys due the political subdivision from the state."; and

Further amend said bill, Section 105.684, Page 5, Line 29, by inserting after the word, "under" the following, "section 104.020 or 104.320 or under"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Rector resumed the Chair.

On motion of Representative Smith (118), **House Amendment No. 1** was adopted.

HCS HB 1305, as amended, was placed on the Informal Calendar.

HCS HB 1485, relating to an income tax credit, was taken up by Representative Icet.

Speaker Pro Tem Bearden assumed the Chair.

Representative Low (39) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1485, Page 2, Section 135.630, Line 15, by inserting after said line the following language:

“(f) Provides medically factual information; and”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Muschany offered **House Substitute Amendment No. 1 for House Amendment No. 1**.

*House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 1485, Page 2, Section 135.630, Line 15, by inserting after said line the following language:

“(f) When providing medical services, any information provided must be in accordance with Missouri statute; and”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lembke offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1**.

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Substitute Amendment No. 1 for House Amendment No. 1 to House Committee Substitute for House Bill No. 1485, Page 1, Line 3, by deleting the words **“any information provided must be in accordance with Missouri statute; and”** and inserting in lieu thereof the following:

“such medical services must be performed in accordance with Missouri statute; and”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lembke, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

On motion of Representative Muschany, **House Substitute Amendment No. 1 for House Amendment No. 1, as amended**, was adopted.

Representative Donnelly offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1485, Page 2, Section 135.630, Line 15, by deleting the word “and”; and

Further amend Line 17, by inserting after “amended;” the words:

“and

(g) Which is licensed or accredited as a child placing agency pursuant to section 210.481 RSMo.”.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 057

Aull	Baker 25	Bogetto	Bowman	Bringer
Brooks	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	Frame	Fraser	Harris 23	Harris 110
Haywood	Henke	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Spreng	Storch
Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bland	Boykins	Brown 30	Cooper 155
El-Amin	George	Hoskins	Hubbard	Hughes
Marsh	Rupp	Swinger	Tilley	

Representative Donnelly moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 036

Baker 25	Bogetto	Bowman	Brooks	Brown 50
Chappelle-Nadal	Curls	Darrough	Daus	Donnelly
Dougherty	Fares	Frame	Fraser	Harris 23
Haywood	Johnson 47	Johnson 61	Johnson 90	Jolly
Kratky	Lampe	LeVota	Low 39	Lowe 44
Oxford	Page	Storch	Vogt	Walton
Whorton	Witte	Wright-Jones	Yaeger	Young
Zweifel				

NOES: 110

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bringer	Bruns	Burnett
Casey	Chinn	Cooper 120	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Dake	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fisher
Flook	Franz	Guest	Harris 110	Henke
Hobbs	Ice	Jackson	Jones	Kelly
Kingery	Kraus	Kuessner	Lager	Lembke
Liese	Lipke	Loehner	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Spreng
Stevenson	St. Onge	Sutherland	Threlkeld	Viebrock
Villa	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Wildberger	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

PRESENT: 000

ABSENT WITH LEAVE: 017

Bean	Bland	Boykins	Brown 30	Cooper 155
El-Amin	George	Hoskins	Hubbard	Hughes
Hunter	Marsh	Rupp	Salva	Smith 150
Swinger	Tilley			

On motion of Representative Icet, **HCS HB 1485, as amended**, was adopted by the following vote:

AYES: 122

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Cooper 120	Cooper 155
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Ervin	Faith	Fisher	Flook
Frame	Franz	Guest	Harris 110	Henke
Hobbs	Hunter	Ice	Jackson	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lembke	LeVota	Liese	Lipke
Loehner	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Sutherland	Threlkeld	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yaeger
Yates	Mr Speaker			

NOES: 026

Baker 25	Bogetto	Bowman	Chappelle-Nadal	Darrough
Donnelly	Fares	Fraser	Harris 23	Haywood
Johnson 47	Johnson 61	Johnson 90	Jolly	Lampe
Low 39	Lowe 44	Oxford	Page	Skaggs
Storch	Walton	Witte	Wright-Jones	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Bland	Boykins	Brooks	Brown 30
Cooper 158	El-Amin	George	Hoskins	Hubbard
Hughes	Marsh	Rupp	Swinger	Tilley

On motion of Representative Icet, **HCS HB 1485, as amended**, was ordered perfected and printed.

HOUSE CONCURRENT RESOLUTION

HCR 25, relating to the Federal Defense Budget, was taken up by Representative Bowman.

On motion of Representative Bowman, **HCR 25** was adopted.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Bearden.

HOUSE RESOLUTION

Representative Emery, et al., offered House Resolution No. 1930.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1886

and

House Resolution No. 1887 - Representative Brown (30)

House Resolution No. 1888 - Representative Meadows

House Resolution No. 1889 - Representative Vogt

House Resolution No. 1890 - Representative Kuessner

House Resolution No. 1891 - Representative Lampe

House Resolution No. 1892 - Representative Flook

House Resolution No. 1893 - Representative Jetton

House Resolution No. 1894

through

House Resolution No. 1896 - Representative Roorda

House Resolution No. 1897

through

House Resolution No. 1900 - Representative Witte

House Resolution No. 1901

through

House Resolution No. 1914 - Representative Sander

House Resolution No. 1915

through

House Resolution No. 1929 - Representative Schoemehl

House Resolution No. 1931

through

House Resolution No. 1934 - Representative Lampe

House Resolution No. 1935 - Representative Bruns

House Resolution No. 1936 - Representative Nolte

House Resolution No. 1937
and
House Resolution No. 1938 - Representative Storch, et al.

HOUSE CONCURRENT RESOLUTION

Representative Emery, et al., offered House Concurrent Resolution No. 49.

SPECIAL RECOGNITION

Jerry Thorton, Missouri National Education Association Teacher of the Year, was introduced by Representative Parker and addressed the House.

PERFECTION OF HOUSE BILLS

HCS HBs 1698, 1236, 995, 1362 & 1290, relating to sexual offenders, was taken up by Representative Lipke.

Representative Dixon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1698, 1236, 995, 1362 & 1290, Page 23, Section 632.495, Line 34, by inserting after all of said line the following:

"650.120. 1. Subject to appropriation, the department of public safety shall create a program to distribute grants to multijurisdictional Internet cyber crime law enforcement task forces and other law enforcement agencies. The grants shall be awarded and used to pay the salaries of newly hired detectives and computer forensic personnel whose focus is investigating Internet sex crimes against children, including but not limited to enticement of a child, possession or promotion of child pornography, and to provide funding for the training of such personnel. Such funding for a training program may be used to cover the travel expenses of those persons participating in such program.

2. A panel is hereby established in the department of public safety to award grants under this program and shall be comprised of the following members:

- (1) The director of the department of public safety, or his or her designee;**
- (2) Two members shall be appointed by the director of the department of public safety from a list of six nominees submitted by the Missouri Police Chief's Association;**
- (3) Two members shall be appointed by the director of the department of public safety from a list of six nominees submitted by the Missouri Sheriffs' Association;**
- (4) One member of the house of representatives who shall be appointed by the speaker of the house of representatives; and**
- (5) One member of the senate who shall be appointed by the president pro tem.**

The panel members who are appointed under subdivisions (2) and (3) of this subsection shall serve a four-year term ending four years from the date of expiration of the term for which his or her predecessor was appointed. However, a person appointed to fill a vacancy prior to the expiration of such a term shall be appointed for the remainder of the term. Such members shall hold office for the term of his or her appointment and until a successor is appointed. The members of the panel shall receive no additional compensation but shall be eligible for reimbursement for mileage directly related to the performance of panel duties.

3. Local matching amounts are required for multijurisdictional Internet cyber crime law enforcement task forces and other law enforcement agencies to receive grants awarded by the panel. Such amounts shall be determined by the state appropriations process or by the panel.

4. The panel may make recommendations to the general assembly regarding the need for additional resources or appropriations.

5. Under section 23.253, RSMo, of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall sunset automatically six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall sunset automatically twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Dixon, **House Amendment No. 1** was adopted.

Representative Harris (23) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 1698, 1236, 995, 1362 & 1290, Page 4, Section 489.042, Line 8, by inserting after all of said line the following:

"544.671. Notwithstanding any supreme court rule or judicial ruling to the contrary, no defendant under a sentence of death or imprisonment in the penitentiary for life, or [a] **any** sentence of imprisonment for a violation of section 195.222, 565.021, or 565.050, RSMo, [or subsection 1 of] section 566.030, **566.032, 566.040, 566.060, 566.062, 566.070, or 566.100**, RSMo, and no defendant who has pled guilty to or been found guilty of any felony sexual offense under chapter 566, RSMo, where the victim was less than seventeen years of age at the time the crime was committed, any sexual offense under chapter 568, RSMo, where the victim was less than seventeen years of age at the time the crime was committed, or any pornographic offense involving a minor as set forth in sections 573.023, 573.025, 573.035, and 573.037, and any felony violation of section 573.040, RSMo, shall be entitled to bail pending appeal after June 29, 1994. Pursuant to the prerogative of the general assembly to declare the public policy of this state in matters regarding criminal liability of persons and to enact laws relating to judicial procedure, the general assembly declares that subsequent to June 29, 1994, no person shall be entitled to bail or continuation of bail pursuant to section 547.170, RSMo, if that person is under a sentence of death or imprisonment in the penitentiary for life, or [a] **any** sentence of imprisonment for a violation of section 195.222, 565.021, or 565.050, RSMo, [or subsection 1 of] section 566.030, **566.032, 566.040, 566.060, 566.062, 566.070, or 566.100**, RSMo, and no defendant who has pled guilty to or been found guilty of any felony sexual offense under chapter 566, RSMo, where the victim was less than seventeen years of age at the time the crime was committed, any sexual offense under chapter 568, RSMo, where the victim was less than seventeen years of age at the time the crime was committed, or any pornographic offense involving a minor as set forth in sections 573.023, 573.025, 573.035, and 573.037, and any felony violation of section 573.040, RSMo.

547.170. In all cases where an appeal or writ of error is prosecuted from a judgment in a criminal cause, except where the defendant is under sentence of death or imprisonment in the penitentiary for life, or [a] **any** sentence of imprisonment for a violation of sections 195.222, RSMo, 565.021, RSMo, 565.050, RSMo, [subsections 1 and 2 of] section 566.030, 566.032, 566.040, 566.060, 566.062, 566.070, 566.100, RSMo, **or where the defendant has entered a plea of guilty to or been found guilty of any sexual offense under chapter 566, RSMo, where the victim was less than seventeen years of age at the time the crime was committed, any sexual offense under chapter 568, RSMo, where the victim was less than seventeen years of age at the time the crime was committed, or any pornographic offense involving a minor as set forth in sections 573.023, 573.025, 573.035, 573.037, and 573.040, RSMo**, any court or officer authorized to order a stay of proceedings under the preceding provisions may allow a writ of habeas corpus, to bring up the defendant, and may thereupon let him to bail upon a recognizance, with sufficient sureties, to be approved by such court or judge."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Harris (23), **House Amendment No. 2** was adopted.

On motion of Representative Lipke, **HCS HBs 1698, 1236, 995, 1362 & 1290, as amended**, was adopted.

On motion of Representative Lipke, **HCS HBs 1698, 1236, 995, 1362 & 1290, as amended**, was ordered perfected and printed.

HB 994, relating to motorcycle helmets, was taken up by Representative Dusenberg.

Representative Schaaf offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 994, Page 2, Section 302.020, Line 21, by inserting at the end of said line the following:

“Every person operating or riding as a passenger on any motorcycle or motortricycle, as defined in section 301.010, RSMo, upon any highway of this state shall wear an eye-protective device that is in compliance with the federal Food and Drug Administration regulations on impact resistance, 21 CFR, Section 301.410(d) (2). Such eye-protective devices, when worn during the times motor vehicles are required to use their headlights, must consist of clear, non-tinted material.”.

Representative Pratt raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

Representative Day offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

Representative Schaaf moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 034

Baker 25	Bivins	Bogetto	Brown 50	Cooper 155
Curls	Donnelly	Fares	Fraser	Harris 23
Hunter	Johnson 61	Jolly	Kingery	Low 39
Lowe 44	Meadows	Meiners	Oxford	Page
Roorda	Sander	Schaaf	Schoemehl	Smith 14
Spreng	Storch	Threlkeld	Walsh	Walton
Whorton	Wright-Jones	Yaeger	Mr Speaker	

NOES: 113

Aull	Avery	Baker 123	Bearden	Behnen
Black	Bowman	Bringer	Brooks	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Dake

Darrough	Daus	Davis	Day	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Ervin	Faith	Fisher	Flook
Frame	Franz	Guest	Harris 110	Haywood
Henke	Hobbs	Hughes	Ice	Jackson
Johnson 47	Johnson 90	Jones	Kelly	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	May
McGhee	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Rucker
Ruestman	Rupp	Salva	Sater	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Skaggs	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Viebrock	Villa	Vogt	Wagner
Wallace	Wasson	Weter	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yates	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 016

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Myers	Pollock	Shoemyer	Swinger	Tilley
Wells				

Representative Schaaf offered **House Amendment No. 2.***House Amendment No. 2*

AMEND House Bill No. 994, Page 1, Section 302.020, Line 10, by inserting after said line the following language:

“After August 28, 2006, no state money shall be used to pay for the medical care of injuries of riders received while operating or riding on a motorcycle or motortricycle in accidents in which they were not wearing protective headgear.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Rector resumed the Chair.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter

Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Portwood
Quinn	Rector	Richard	Roark	Robb
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Viebrock	Wallace
Wasson	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 059

Aull	Baker 25	Bogetto	Bowman	Bringer
Brooks	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	Frame	Fraser	Harris 23
Harris 110	Haywood	Henke	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Spreng	Storch	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Pollock	Pratt	Swinger	Tilley	Wells

Representative Schaaf moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 062

Bearden	Bivins	Black	Bogetto	Brooks
Brown 50	Cunningham 86	Daus	Davis	Dempsey
Faith	Fares	Flook	Frame	Franz
Fraser	Harris 23	Haywood	Ice	Jackson
Johnson 47	Johnson 61	Jolly	Kingery	Lager
Lipke	Lowe 44	May	Meadows	Meiners
Moore	Muschany	Myers	Nieves	Page
Parker	Parson	Pearce	Richard	Robb
Roorda	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Silvey
Smith 14	Smith 118	Spreng	Stevenson	St. Onge
Sutherland	Threlkeld	Vogt	Walton	Weter
Whorton	Mr Speaker			

NOES: 085

Aull	Avery	Baker 25	Baker 123	Behnen
Bowman	Bringer	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Curls	Dake	Darrough	Day
Deeken	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Ervin	Fisher	Guest	Harris 110
Henke	Hobbs	Hughes	Hunter	Johnson 90
Jones	Kelly	Kratky	Kraus	Kuessner
Lampe	Lembke	LeVota	Liese	Loehner
Low 39	McGhee	Munzlinger	Nance	Nolte
Oxford	Phillips	Portwood	Pratt	Quinn
Rector	Roark	Robinson	Rucker	Ruestman
Rupp	Salva	Self	Shoemyer	Skaggs
Smith 150	Storch	Viebrock	Villa	Wagner
Wallace	Walsh	Wasson	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 016

Bean	Bland	Boykins	Brown 30	Bruns
Denison	Dethrow	El-Amin	George	Hoskins
Hubbard	Marsh	Pollock	Swinger	Tilley
Wells				

Representative Page offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 994, Page 2, Section 302.020, Line 31, by inserting after all of said line the following:

“4. The department of health and senior services shall initiate a Crash Outcome Data Evaluation Study to determine the effect, if any, that requiring only persons under the age of twenty-one to wear protective headgear, as specified in subsection 2 of this section, may have for one, two, and three years following the effective date of this act.”.

Representative Salva offered **House Amendment No. 1 to House Amendment No. 3.**

House Amendment No. 1

to

House Amendment No. 3

AMEND House Amendment No. 3 to House Bill No. 994, Page 2, Section 302.020, after Paragraph 4, by inserting the following:

“A Crash Outcome Data Evaluation study will be funded by the Missouri Department of Transportation.”.

On motion of Representative Salva, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Page, **House Amendment No. 3, as amended**, was adopted by the following vote:

AYES: 080

Aull	Avery	Baker 25	Bivins	Black
Bogetto	Bowman	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Daus	Dempsey	Donnelly
Fares	Frame	Fraser	Harris 23	Harris 110
Henke	Hughes	Johnson 47	Johnson 61	Jolly
Kingery	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	May	Meadows
Meiners	Moore	Muschany	Nieves	Oxford
Page	Parker	Portwood	Roorda	Rucker
Rupp	Salva	Sander	Sater	Schaaf
Scharnhorst	Schlottach	Schneider	Schoemehl	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Spreng
St. Onge	Storch	Sutherland	Threlkeld	Viebrock
Vogt	Wagner	Walsh	Walton	Weter
Whorton	Wildberger	Wright-Jones	Yaeger	Zweifel

NOES: 067

Baker 123	Bearden	Behnen	Bruns	Chinn
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Davis	Day	Deeken	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fisher	Franz	Guest	Hobbs	Hunter
Icet	Jackson	Johnson 90	Jones	Kelly
Kraus	Lager	Lembke	Lipke	Loehner
McGhee	Munzlinger	Myers	Nance	Nolte
Parson	Pearce	Phillips	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Ruestman	Schad	Self	Smith 150	Stevenson
Villa	Wallace	Wasson	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yates
Young	Mr Speaker			

PRESENT: 001

Flook

ABSENT WITH LEAVE: 015

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Haywood	Hoskins	Hubbard
Marsh	Pollock	Swinger	Tilley	Wells

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Brooks	Bruns	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Davis
Day	Deeken	Dempsey	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Viebrock	Wallace	Wasson	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

NOES: 058

Aull	Baker 25	Bogetto	Bowman	Bringer
Brown 50	Burnett	Casey	Chappelle-Nadal	Corcoran
Curls	Dake	Darrough	Daus	Donnelly
Dougherty	Frame	Fraser	Harris 23	Harris 110
Haywood	Henke	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Robinson	Roorda	Rucker
Salva	Schoemehl	Shoemyer	Skaggs	Spreng
Storch	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Pollock	Swinger	Tilley	Wells	

Speaker Jetton resumed the Chair.

On motion of Representative Dusenberg, **HB 994, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - CONSENT

HCS HB 1053, relating to arrest records, was taken up by Representative Jolly.

On motion of Representative Jolly, **HCS HB 1053** was read the third time and passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Threlkeld	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Weter
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 014

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Pollock	Swinger	Tilley	Wells	

Speaker Jetton declared the bill passed.

HB 1088, relating to copayments for prescription drugs, was taken up by Representative Schaaf.

On motion of Representative Schaaf, **HB 1088** was read the third time and passed by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Threlkeld	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 001

Lowe 44

ABSENT WITH LEAVE: 015

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Pollock	Smith 118	Swinger	Tilley	Wells

Speaker Jetton declared the bill passed.

HCS HB 1135, relating to commercial zones, was taken up by Representative Nance.

On motion of Representative Nance, **HCS HB 1135** was read the third time and passed by the following vote:

AYES: 141

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Haywood	Hobbs	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
LeVota	Liese	Lipke	Loehner	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Weter	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 021

Bean	Bland	Boykins	Brown 30	Burnett
Cooper 155	Denison	El-Amin	George	Henke
Hoskins	Hubbard	Lembke	Low 39	Marsh
Oxford	Pollock	Swinger	Tilley	Wasson
Wells				

Speaker Jetton declared the bill passed.

HCS HBs 1382 & 1158, relating to military special license plates, was taken up by Representative Kraus.

On motion of Representative Kraus, **HCS HBs 1382 & 1158** was read the third time and passed by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Viebrock	Villa
Vogt	Wallace	Walsh	Walton	Wasson
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 003

Low 39	Lowe 44	Wagner
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PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Kelly
Marsh	Pollock	Swinger	Tilley	Wells

Speaker Jetton declared the bill passed.

HB 1411, relating to real estate brokers, was taken up by Representative Smith (150).

On motion of Representative Smith (150), **HB 1411** was read the third time and passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Threlkeld	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Pollock	Swinger	Tilley	Wells	

Speaker Jetton declared the bill passed.

HB 1488, relating to a memorial highway, was taken up by Representative Roorda.

On motion of Representative Roorda, **HB 1488** was read the third time and passed by the following vote:

AYES: 146

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Bowman	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
Storch	Sutherland	Threlkeld	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 017

Baker 25	Bean	Bland	Boykins	Brown 30
Denison	El-Amin	George	Hoskins	Hubbard
Marsh	Moore	Pollock	St. Onge	Swinger
Tilley	Wells			

Speaker Jetton declared the bill passed.

HCS HB 1511, relating to early childhood education, was taken up by Representative Lager.

HCS HB 1511 was laid over.

HB 1522, relating to high school diplomas, was taken up by Representative Sander.

HB 1522 was placed on the Informal Calendar.

HCS HB 1552, relating to homeless veterans, was taken up by Representative Brown (50).

On motion of Representative Brown (50), **HCS HB 1552** was read the third time and passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Bland	Boykins	Brooks	Brown 30
Denison	El-Amin	George	Hoskins	Hubbard
Marsh	Pollock	Swinger	Tilley	Wells

Speaker Jetton declared the bill passed.

HB 1623, relating to bidding on highway projects, was taken up by Representative St. Onge.

On motion of Representative St. Onge, **HB 1623** was read the third time and passed by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Portwood	Pratt	Quinn
Rector	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Threlkeld	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 016

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Pollock	Richard	Sander	Swinger	Tilley
Wells				

Speaker Jetton declared the bill passed.

HB 1653, relating to child support, was taken up by Representative Walton.

On motion of Representative Walton, **HB 1653** was read the third time and passed by the following vote:

AYES: 082

Aull	Avery	Baker 123	Bearden	Behnen
Bogetto	Bringer	Brown 50	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Davis	Day	Deeken
Dethrow	Dixon	Dougherty	Emery	Faith
Fisher	Franz	Guest	Harris 110	Haywood
Henke	Hobbs	Hughes	Hunter	Jackson
Johnson 47	Johnson 61	Jones	Kelly	Kingery
Kuessner	Lampe	Loehner	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Nance	Oxford	Page	Parker	Parson
Pearce	Phillips	Portwood	Rector	Richard
Robinson	Roorda	Rucker	Rupp	Salva
Sander	Sater	Schaaf	Schad	Schlottach
Smith 14	St. Onge	Viebrock	Wallace	Walton
Wildberger	Wilson 119	Wood	Wright 137	Wright-Jones
Young	Mr Speaker			

NOES: 064

Baker 25	Bivins	Black	Bowman	Bruns
Burnett	Cooper 155	Cooper 158	Corcoran	Daus
Dempsey	Donnelly	Dusenberg	Ervin	Fares
Flook	Frame	Fraser	Harris 23	Icet
Johnson 90	Jolly	Kratky	Kraus	Lager
Lembke	LeVota	Liese	Lipke	Lowe 44
Myers	Nieves	Pratt	Quinn	Roark
Robb	Ruestman	Scharnhorst	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 118
Smith 150	Spreng	Stevenson	Storch	Sutherland
Threlkeld	Villa	Vogt	Wagner	Walsh
Wasson	Weter	Whorton	Wilson 130	Witte
Wright 159	Yaeger	Yates	Zweifel	

PRESENT: 002

Brooks	Nolte
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ABSENT WITH LEAVE: 015

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Low 39
Marsh	Pollock	Swinger	Tilley	Wells

Speaker Jetton declared the bill passed.

HCS HB 1679, relating to chemical testing of drunk drivers, was taken up by Representative Johnson (90).

On motion of Representative Johnson (90), **HCS HB 1679** was read the third time and passed by the following vote:

AYES: 142

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hughes	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Portwood	Pratt
Quinn	Rector	Roark	Robb	Robinson
Roorda	Rucker	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
St. Onge	Storch	Sutherland	Threlkeld	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 006

Dougherty	Fraser	Hunter	Richard	Ruestman
Stevenson				

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Kratky
Marsh	Pollock	Swinger	Tilley	Wells

Speaker Jetton declared the bill passed.

HCS#2 HB 1703, relating to insurance pooling, was taken up by Representative Yates.

On motion of Representative Yates, **HCS#2 HB 1703** was read the third time and passed by the following vote:

AYES: 127

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Brown 50	Bruns
Burnett	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Harris 23
Haywood	Henke	Hobbs	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Lipke	Loehner	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parker
Parson	Pearce	Phillips	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Roorda	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Threlkeld	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Weter	Wildberger	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Zweifel	Mr Speaker			

NOES: 019

Baker 25	Bowman	Bringer	Chappelle-Nadal	Donnelly
Frame	Fraser	Harris 110	Johnson 90	Liese
Low 39	Lowe 44	Oxford	Robinson	Skaggs
Witte	Wright-Jones	Yaeger	Young	

PRESENT: 003

Brooks	Rucker	Whorton
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ABSENT WITH LEAVE: 014

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Pollock	Swinger	Tilley	Wells	

Speaker Jetton declared the bill passed.

HB 1707, relating to local registrars, was taken up by Representative Dusenberg.

On motion of Representative Dusenberg, **HB 1707** was read the third time and passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Threlkeld	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Pollock	Swinger	Tilley	Wells	

Speaker Jetton declared the bill passed.

HCS HB 1710, relating to regional recreational districts, was taken up by Representative Robb.

On motion of Representative Robb, **HCS HB 1710** was read the third time and passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hughes	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 001

Ervin

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Pollock	Swinger	Tilley	Wells	

Speaker Jetton declared the bill passed.

HCS HB 1711, relating to industrial development projects, was taken up by Representative Robb.

On motion of Representative Robb, **HCS HB 1711** was read the third time and passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Threlkeld	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Weter
Whorton	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 001

Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Pollock	Swinger	Tilley	Wells	

Speaker Jetton declared the bill passed.

HCS HB 1746, relating to veterans' programs, was taken up by Representative Day.

On motion of Representative Day, **HCS HB 1746** was read the third time and passed by the following vote:

AYES: 124

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Brown 50	Bruns	Burnett	Casey	Chinn
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis
Day	Deeken	Dempsey	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Faith	Fares
Fisher	Flook	Frame	Franz	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kuessner	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Portwood	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Tilley	Viebrock
Villa	Wallace	Walton	Wasson	Weter
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Young	Mr Speaker	

NOES: 020

Bringer	Chappelle-Nadal	Dake	Donnelly	Ervin
Fraser	Hughes	Kraus	Lager	Low 39
Lowe 44	Oxford	Pratt	Salva	Wagner
Walsh	Wildberger	Yaeger	Yates	Zweifel

PRESENT: 002

Brooks	Whorton
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ABSENT WITH LEAVE: 017

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Meadows	Myers	Pollock	Sander	Swinger
Vogt	Wells			

Speaker Jetton declared the bill passed.

HCS HB 1787, relating to the Guard at Home Program, was taken up by Representative Jackson.

On motion of Representative Jackson, **HCS HB 1787** was read the third time and passed by the following vote:

AYES: 143

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meiners	Moore	Munzlinger	Muschany
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Tilley	Villa	Wallace
Walsh	Walton	Wasson	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 001

Wagner

PRESENT: 000

ABSENT WITH LEAVE: 019

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hobbs	Hoskins	Hubbard
Marsh	Meadows	Myers	Pollock	Sander
Swinger	Viebrock	Vogt	Wells	

Speaker Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 139

Aull	Avery	Baker 25	Baker 123	Bearden
Bivins	Black	Bogetto	Bringer	Brooks
Brown 50	Bruns	Burnett	Casey	Chinn
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hughes
Hunter	Iceet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Tilley	Villa
Wallace	Walsh	Walton	Wasson	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 005

Bowman	Chappelle-Nadal	Lowe 44	Skaggs	Wagner
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PRESENT: 000

ABSENT WITH LEAVE: 019

Bean	Behnen	Bland	Boykins	Brown 30
Denison	El-Amin	George	Hoskins	Hubbard
Marsh	Meadows	Myers	Pollock	Sander
Swinger	Viebrock	Vogt	Wells	

HB 1936, relating to the Advisory Committee on Patient Care, was taken up by Representative Tilley.

On motion of Representative Tilley, **HB 1936** was read the third time and passed by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Tilley	Villa
Wagner	Wallace	Walsh	Walton	Wasson
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Bean	Bland	Boykins	Brown 30	Denison
El-Amin	George	Hoskins	Hubbard	Marsh
Meadows	Myers	Pollock	Sander	Swinger
Viebrock	Vogt	Wells		

Speaker Jetton declared the bill passed.

HCS HB 1511, relating to early childhood education, was again taken up by Representative Lager.

On motion of Representative Lager, **HCS HB 1511** was read the third time and passed by the following vote:

AYES: 100

Aull	Avery	Baker 25	Baker 123	Behnen
Bivins	Black	Bogetto	Bowman	Bringer
Brooks	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Cunningham 145	Curls	Dake	Darrough
Daus	Deeken	Dempsey	Dixon	Donnelly
Dougherty	Dusenberg	Fares	Flook	Frame
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hughes	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Low 39
Lowe 44	McGhee	Meiners	Moore	Munzlinger
Nance	Nolte	Oxford	Page	Parker
Pearce	Portwood	Pratt	Quinn	Richard
Robinson	Roorda	Rucker	Salva	Schlottach
Schneider	Schoemehl	Shoemyer	Silvey	Skaggs
Smith 14	Spreng	St. Onge	Storch	Tilley
Villa	Wagner	Wallace	Walsh	Walton
Wasson	Wildberger	Wilson 130	Witte	Wright 137
Wright-Jones	Yaeger	Yates	Young	Zweifel

NOES: 042

Bearden	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 86	Davis	Day	Dethrow	Emery
Ervin	Faith	Fisher	Franz	Hunter
Icet	Jackson	May	Muschany	Nieves
Parson	Phillips	Rector	Roark	Robb
Ruestman	Rupp	Sater	Schad	Scharnhorst
Self	Smith 118	Smith 150	Stevenson	Sutherland
Threlkeld	Weter	Whorton	Wilson 119	Wood
Wright 159	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 021

Bean	Bland	Boykins	Brown 30	Bruns
Denison	El-Amin	George	Hoskins	Hubbard
Loehner	Marsh	Meadows	Myers	Pollock
Sander	Schaaf	Swinger	Viebrock	Vogt
Wells				

Speaker Jetton declared the bill passed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 1114 - Rules

HR 1131 - Rules

REFERRAL OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 40 - Job Creation and Economic Development

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 37 - Judiciary

HJR 38 - Judiciary

HJR 55 - Special Committee on General Laws

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1506 - Health Care Policy

HB 1624 - Local Government

HB 1796 - Workforce Development and Workplace Safety

HB 1823 - Professional Registration and Licensing

HB 1835 - Elementary and Secondary Education

HB 1934 - Elementary and Secondary Education

HB 1997 - Professional Registration and Licensing

HB 2030 - Children and Families

HB 2050 - Professional Registration and Licensing

HB 2051 - Professional Registration and Licensing

HB 2053 - Utilities

HB 2057 - Local Government

HB 2065 - Special Committee on Student Achievement and Finance

HB 2073 - Health Care Policy

HB 2087 - Health Care Policy

HB 2091 - Insurance Policy

HB 2118 - Professional Registration and Licensing

HB 2154 - Workforce Development and Workplace Safety

HB 2157 - Budget

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 568 - Children and Families
SB 582 - Ways and Means
SB 697 - Transportation
SB 725 - Local Government
SB 726 - Elections
SCS SB 748 - Retirement
SCS SB 756 - Professional Registration and Licensing
SCS SB 769 - Elementary and Secondary Education
SB 785 - Judiciary
SB 845 - Judiciary
SCS SB 878 - Children and Families
SB 884 - Local Government
SCS SB 925 - Special Committee on Energy and Environment
SB 931 - Transportation
SB 938 - Transportation
SB 952 - Transportation
SCS SB 968 - Local Government
SB 980 - Special Committee on Student Achievement and Finance
SCS#2 SB 1003 - Corrections and Public Institutions
SB 1004 - Elementary and Secondary Education
SCS SB 1008 - Agriculture Policy
SB 1016 - Local Government
SB 1017 - Agriculture Policy
SB 1020 - Small Business
SCS SB 1026 - Veterans
SB 1039 - Transportation
SB 1045 - Judiciary
SCS SB 1048 - Transportation
SB 1056 - Ways and Means
SB 1057 - Professional Registration and Licensing
SCS SB 1059 - Transportation
SCS SB 1060 - Veterans
SB 1080 - Corrections and Public Institutions
SB 1084 - Health Care Policy
SB 1085 - Elementary and Secondary Education
SB 1094 - Local Government
SB 1101 - Local Government
SCS SB 1117 - Health Care Policy
SCS SB 1122 - Higher Education
SB 1124 - Professional Registration and Licensing
SB 1130 - Local Government
SB 1139 - Transportation
SB 1146 - Judiciary

SB 1155 - Special Committee on Healthcare Facilities
SB 1165 - Special Committee on Energy and Environment
SCS SB 1175 - Local Government
SB 1177 - Local Government
SB 1189 - Veterans
SB 1197 - Children and Families
SB 1206 - Children and Families
SB 1207 - Local Government
SB 1208 - Judiciary
SB 1216 - Special Committee on General Laws
SCS SB 1221 - Crime Prevention and Public Safety
SB 1247 - Insurance Policy
SS SCS SB 1254 - Elections

COMMITTEE REPORTS

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1884**, begs leave to report it has examined the same and recommends that it **Do Pass - Federal Mandate**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Student Achievement and Finance, Chairman Baker (123) reporting:

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **HB 1607**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **SB 947**, begs leave to report it has examined the same and recommends that it **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Workforce Development and Workplace Safety, Chairman Hunter reporting:

Mr. Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **HB 1811**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **HB 1910**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

INTRODUCTION OF HOUSE BILL - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

HB 1021, introduced by Representative Icet, to appropriate money to the Office of Administration, Department of Transportation, and Department of Natural Resources, for planning, design, redevelopment, renovation, capital improvements, building purchases including parking and moving expenses, new construction, and other related expenses, to be expended only for the following projects and sites: playgrounds at Mississippi Valley State School and Parkview State School, vocation technical schools in Mexico and St. Charles, infrastructure development at Missouri ports, public health lab in Jefferson City, Missouri State Penitentiary in Jefferson City, building or buildings in St. Louis that are needed to replace office space of existing workers, law enforcement center at Lake Ozark State Park, cemetery at Fort Leonard Wood, new Troop C Headquarters, fuel remediation areas at Fulton State hospital, Missouri Sexual Offender Treatment Center in Farmington, Bellefontaine Habilitation Center to assess and remediate hazardous materials, a new prison at Chillicothe, and appraisals and surveys at state facilities, from the funds designated for the fiscal period beginning July 1, 2006 and ending June 30, 2007.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 778**, entitled:

An act to repeal section 306.030, RSMo, and to enact in lieu thereof two new sections relating to the state water patrol.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 905 & 910**, entitled:

An act to repeal section 383.105, RSMo, and to enact in lieu thereof twelve new sections relating to medical malpractice insurance, with an expiration date for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1002**, entitled:

An act to amend chapter 242, RSMo, by adding thereto one new section relating to drainage districts.

In which the concurrence of the House is respectfully requested.

The following member's presence was noted: Boykins.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, April 5, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on the motion to adopt House Amendment No. 2 to HB 994 as recorded in the House Journal for Tuesday, April 4, 2006 showing that I voted "aye" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 4th day of April 2006.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 4th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kathlyn Fares, District 91, hereby state and affirm that my vote as recorded on Page 806 of the House Journal for Monday, April 3, 2006 showing that I voted absent with leave was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 4th day of April 2006.

/s/ Kathlyn Fares
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 4th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Fred Kratky, District 65, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS HB 1679 as recorded in the House Journal for Tuesday, April 4, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 4th day of April 2006.

/s/ Fred Kratky
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 4th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 3.
Executive session may follow.
Tax credit presentation.
Public hearing to be held on: HJR 48

BUDGET

Thursday, April 6, 2006, 8:00 a.m. Hearing Room 3.
Executive session may follow.
Tax credit presentation.
Public hearing to be held on: HJR 48

CHILDREN AND FAMILIES

Wednesday, April 5, 2006, 8:30 a.m. Hearing Room 7.
Executive session may follow.
Public hearings to be held on: SCS SCR 25, SB 618

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 5, 2006, 6:00 p.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: HB 1730, HB 1600, SCR 27

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 6.
Executive session may follow.
Public hearings to be held on: HB 1810, SB 612, SB 712, SB 881
Executive session will be held on: HB 1350

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 4.
Executive session.
Public hearings to be held on: HB 1901, HB 1973, SB 806, SB 834

FINANCIAL INSTITUTIONS

Thursday, April 6, 2006, House Chamber side gallery upon morning adjournment. AMENDED
Executive session will be held on: SB 641

FISCAL REVIEW

Wednesday, April 5, 2006, Hearing Room 4 upon afternoon adjournment.
Executive session may follow.
Public hearings to be held on: HCS HB 1532, HCS HB 1349, HCS HB 1317

HEALTH CARE POLICY

Thursday, April 6, 2006, 8:00 a.m. Hearing Room 7.
Executive session may follow.
Public hearings to be held on: HB 2087, SB 677, SCS SB 765,
SB 900, SB 965, SB 974, SB 1084, SCS SB 1117

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, April 5, 2006, 12:00 p.m. Hearing Room 6.
Executive session may follow.
Public hearing to be held on: HCR 37

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Monday, April 10, 2006, 1:00 p.m. Hearing Room 6.
Appeal of license plate.
Discuss future needs of MoDOT.
Executive session may follow.

LOCAL GOVERNMENT

Thursday, April 6, 2006, 8:00 a.m. Hearing Room 6.
Executive session to be held first.
Executive session may follow after Public hearing. AMENDED
Public hearings to be held on: HB 1976, SB 951, SB 725, SB 884, SB 1177,
SCS SB 968, SB 1130, SB 1016, SB 1094, SB 1101, SCS SB 1175, SB 1207
Executive session will be held on: SCS SB 751, SCS SB 802,
SB 809, SCS SB 932, SB 893, SB 936

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 5, 2006, 12:00 p.m. Hearing Room 1. AMENDED
Public hearings to be held on: HB 1453, HB 1589, HB 1592,
HB 1956, SCS SB 756, SB 1057, SB 1124
Executive session may be held on: SCS SB 749, SB 819, SB 828,
SCS SB 934, SCS SB 756, SB 1057, SB 1124

SENIOR CITIZEN ADVOCACY

Thursday, April 6, 2006, 8:15 a.m. Hearing Room 1.
Executive session may follow.
Public hearing to be held on: HB 1560

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, April 5, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session may follow.

Public hearing to be held on: HB 1327

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, April 5, 2006, Hearing Room 3 upon afternoon adjournment.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1930, HB 1960, HB 1853

TRANSPORTATION

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1998, HB 1898, HB 1540,
SS SCS SBs 872, 754 & 669, SS SCS SB 916, SCS SB 747,
SCS SBs 667, 704, 941, 956 & 987

UTILITIES

Wednesday, April 5, 2006, Hearing Room 5 upon morning recess.

Possible Executive session.

Public hearing to be held on: HB 2053

VETERANS

Wednesday, April 5, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1845, SCS SB 830, SB 964

WAYS AND MEANS

Wednesday, April 5, 2006, Hearing Room 5 upon afternoon adjournment.

Possible Executive session.

Public hearings to be held on: HB 1888, HB 1962, HB 1966, HB 1368, HB 2034

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, April 5, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1868, HB 1464, HB 1465

HOUSE CALENDAR

FIFTY-FIRST DAY, WEDNESDAY, APRIL 5, 2006

HOUSE BILL FOR SECOND READING - APPROPRIATIONS

HB 1021

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 39 - Bearden
- 4 HJR 43 - Dethrow

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1827 - Wasson
- 5 HCS HB 1075 - Davis (150 minutes debate on Perfection)
- 6 HCS HB 1461, 1375, 1110 & 1103 - Ruestman (3 hours debate on Perfection)
- 7 HB 1065 - Tilley
- 8 HCS HB 1182 - Stevenson
- 9 HCS HB 1270 & 1027 - Behnen
- 10 HB 1071 - Phillips
- 11 HB 1865 - Bearden
- 12 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 13 HCS HB 1397 - Pratt
- 14 HCS HB 1482 - Jackson
- 15 HB 1619 - Sutherland
- 16 HCS HB 1620 - Sutherland
- 17 HCS HB 1141 - Jackson
- 18 HCS HB 1045, 1152, 1267 & 1634 - Wells
- 19 HCS HB 1837 - Yates
- 20 HCS HB 1441 - Sutherland
- 21 HCS HB 1534 - Lembke
- 22 HCS HB 1080 - Schaaf
- 23 HCS HB 1092 - Sater
- 24 HCS HB 1322 - Lipke
- 25 HCS HB 1487 - Parker
- 26 HCS HB 1581 - Jetton
- 27 HB 1905 - Jetton
- 28 HCS HB 1660 & 1269 - Behnen
- 29 HCS HB 1677 - Ervin
- 30 HCS HB 1726 - Johnson (47)
- 31 HCS HB 1767 - Bruns
- 32 HCS HB 1155 - Yates
- 33 HCS HB 1194 - Cunningham (86)
- 34 HCS HB 1162 - Deeken

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1305, as amended - Smith (118)

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1532, (Fiscal Review 3-29-06) - Lembke
- 2 HCS HB 1349, (Fiscal Review 3-29-06) - Loehner
- 3 HCS HB 1317, (Fiscal Review 3-30-06) - Lipke

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HB 1522 - Sander

SENATE BILLS FOR SECOND READING

- 1 SB 778
- 2 SCS SBs 905 & 910
- 3 SB 1002

SENATE CONCURRENT RESOLUTION

SCS SCR 21, (1-24-06, Pages 115-116) - Ervin

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FIFTY-FIRST DAY, WEDNESDAY, APRIL 5, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Forever, O Lord, Your Word stands firm as the Heavens. Your faithfulness is from generation to generation; You have established the Earth, and it stands fast.

You also keep us safe and secure, so that we are able to finish the tasks at hand. We have done what is right and good and have not abandoned our principles nor forgotten our primary directives.

As we rise early each day and as the day turns to evening, strengthen our bodies, refresh our minds, bring transparency to our motives.

May we know good judgment, wise and right discernment and knowledge, for we have much ahead of us.

Now may the Lord of Peace Himself give us peace always in every way. The Lord be with us all.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Luke Hennessey, Michael Schrock, Lauren Weyerich, Maggie Loida, J.D. Klein, Katelyn Elizabeth Drexler, Kyle David Rieger, Sarah Michelle Huber, Drue Ittner Voorhees, John Quernheim Fuszner, Jane Nelson Manwarring, Madeline Leigh Bert, William Michael Vondoersten, Holly Williams, Heidi McCoy, Kathryn Harrison, Morgan Lollar, Joshua Marcum, Nicole Harbison, Daryl Copeland and Jackie Thurmond.

The Journal of the fiftieth day was approved as corrected.

SECOND READING OF HOUSE BILL - APPROPRIATIONS

HB 1021 was read the second time.

SECOND READING OF SENATE BILLS

SB 778, SCS SBs 905 & 910 and SB 1002 were read the second time.

SPECIAL RECOGNITION

The College of the Ozarks Women's and Men's Basketball Teams were introduced by Representatives Wood and Wallace and recognized for an outstanding 2005-2006 season.

Representative Johnson (47) assumed the Chair.

PERFECTION OF HOUSE BILLS

HB 1827, relating to group health insurance, was taken up by Representative Wasson.

Speaker Jetton resumed the Chair.

Representative Wasson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1827, Section 376.421, Page 5, Line 139, by inserting immediately after the word "**health**" the word "**benefit**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wasson, **House Amendment No. 1** was adopted.

Representative Dempsey offered **House Amendment No. 2**.

Representative Richard raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Portwood offered **House Amendment No. 3**.

Representative Richard raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Wasson, **HB 1827, as amended**, was ordered perfected and printed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken

Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Bowman	Boykins	Brooks	Brown 30
Jackson	Marsh	Meadows	Page	Salva
Swinger				

HCS HBs 1461, 1375, 1110 & 1103, relating to defensive use of force, was taken up by Representative Ruestman.

Representative Ruestman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1461, 1375, 1110 & 1103, Section 563.074, Page 3, Line 3, by deleting the words “**is immune from**” and inserting in lieu thereof:

“**shall not be subject to**”; and

Further amend said line, by deleting the word “**and**” in the second instance and insert in lieu thereof:

“**or any**”; and

Further amend said page, Line 7, by deleting the words “**is immune from**” and inserting in lieu thereof:

“**shall not be subject to**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruestman, **House Amendment No. 1** was adopted.

Representative Sanders Brooks suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 121

Aull	Baker 25	Baker 123	Bearden	Behnen
Black	Bland	Bowman	Bringer	Brooks
Bruns	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Curls
Dake	Davis	Day	Deeken	Dempsey
Denison	Dixon	Donnelly	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Haywood	Hobbs	Hoskins
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Jolly	Jones	Kelly	Kingery
Kratky	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Loehner	Lowe 44	May
McGhee	Meiners	Moore	Munzlinger	Nance
Nieves	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Robb	Roorda
Rucker	Ruestman	Rupp	Sander	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Shoemyer	Silvey	Smith 150	Stevenson	St. Onge
Storch	Tilley	Villa	Vogt	Wagner
Walsh	Walton	Wasson	Wells	Weter
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Young	Zweifel
Mr Speaker				

NOES: 006

Avery	Corcoran	Kraus	Salva	Skaggs
Wildberger				

PRESENT: 024

Bivins	Bogetto	Burnett	Darrough	Daus
Dougherty	George	Henke	Johnson 90	Lampe
Low 39	Muschany	Nolte	Robinson	Sater
Schoemehl	Smith 14	Smith 118	Sutherland	Threlkeld
Viebrock	Wallace	Whorton	Yates	

ABSENT WITH LEAVE: 012

Bean	Boykins	Brown 30	Brown 50	Dethrow
Hubbard	Marsh	Meadows	Myers	Roark
Spreng	Swinger			

On motion of Representative Ruestman, **HCS HBs 1461, 1375, 1110 & 1103, as amended**, was adopted.

On motion of Representative Ruestman, **HCS HBs 1461, 1375, 1110 & 1103, as amended**, was ordered perfected and printed.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Cooper (120).

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Benjamin Bachwirtz, Emma Hilboldt, Evvie Hilboldt and Jack Hilboldt.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 1939	-	Representative Johnson (90)
House Resolution No. 1940	-	Representative Cunningham (145)
House Resolution No. 1941		
and		
House Resolution No. 1942	-	Representative Munzlinger
House Resolution No. 1943	-	Representative Schlottach
House Resolution No. 1944		
through		
House Resolution No. 1990	-	Representative Moore
House Resolution No. 1991	-	Representative Munzlinger
House Resolution No. 1992	-	Representative McGhee
House Resolution No. 1993	-	Representative Bruns
House Resolution No. 1994	-	Representative Bringer
House Resolution No. 1995	-	Representatives Dempsey and Schneider
House Resolution No. 1996	-	Representative Nieves, et al.
House Resolution No. 1997	-	Representative Darrough
House Resolution No. 1998	-	Representative Witte
House Resolution No. 1999		
and		
House Resolution No. 2000	-	Representative Aull
House Resolution No. 2001		
through		
House Resolution No. 2014	-	Representative Smith (118)

House Resolution No. 2015

and

House Resolution No. 2016 - Representative Donnelly

House Resolution No. 2017 - Representative Wilson (119)

PERFECTION OF HOUSE BILLS

HCS HB 1182, relating to jurisdiction of juvenile courts, was taken up by Representative Stevenson.

On motion of Representative Stevenson, **HCS HB 1182** was adopted.

On motion of Representative Stevenson, **HCS HB 1182** was ordered perfected and printed.

HCS HB 1397, relating to computer spyware, was taken up by Representative Pratt.

Representative Pratt offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1397, Page 5, Section 407.1492, Line 18, by inserting after all of said line the following:

"3. A manufacturer or retailer of computer equipment shall not be liable under this act to the extent that the manufacturer or retailer is providing third-party branded software loaded on the equipment they are manufacturing or selling."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Pratt, **House Amendment No. 1** was adopted.

On motion of Representative Pratt, **HCS HB 1397, as amended**, was adopted.

On motion of Representative Pratt, **HCS HB 1397, as amended**, was ordered perfected and printed.

HCS HBs 1270 & 1027, relating to ethanol-blended fuel, was taken up by Representative Behnen.

Representative Rector assumed the Chair.

Representative Myers offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1270 & 1027, Section 414.255, Page 1, Line 1, by inserting immediately after "1.", the following:

" For purposes of this section, the following terms shall mean:

(1) "Aviation fuel", any motor fuel specifically compounded for use in reciprocating aircraft engines;

(2) "Distributor", a person who either produces, refines, blends, compounds or manufactures motor fuel, imports motor fuel into a state or exports motor fuel out of a state, or who is engaged in distribution of motor fuel;

(3) "Fuel ethanol-blended gasoline", a mixture of ninety percent gasoline and ten percent fuel ethanol in which the fuel ethanol meets ASTM International Specification D 4806, as amended. The ten percent fuel ethanol portion may be derived from any agricultural source;

(3) "Position holder", the person who holds the inventory position in motor fuel in a terminal, as reflected on the records of the terminal operator. A person holds the inventory position in motor fuel when that person has a contract with the terminal operator for the use of storage facilities and terminating services for motor fuel at the terminal. The term includes a terminal operator who owns motor fuel in the terminal;

(4) "Premium gasoline", gasoline with an antiknock index number of ninety-one or greater;

(5) "Price", the cost of the fuel ethanol plus fuel taxes and transportation expenses less tax credits, if any; or the cost of the fuel ethanol-blended gasoline plus fuel taxes and transportation expenses less tax credits, if any; or the cost of the unblended gasoline plus fuel taxes and transportation expenses less tax credits, if any;

(6) "Qualified terminal", a terminal that has been assigned a terminal control number ("tcn") by the Internal Revenue Service;

(7) "Supplier", a person that is:

(a) Registered or required to be registered pursuant to 26 U.S.C., Section 4101, for transactions in motor fuels in the bulk transfer/terminal distribution system; and

(b) One or more of the following:

a. The position holder in a terminal or refinery in this state;

b. Imports motor fuel into this state from a foreign country;

c. Acquires motor fuel from a terminal or refinery in this state from a position holder pursuant to either a two-party exchange or a qualified buy-sell arrangement which is treated as an exchange and appears on the records of the terminal operator; or

d. The position holder in a terminal or refinery outside this state with respect to motor fuel which that person imports into this state. A terminal operator shall not be considered a supplier based solely on the fact that the terminal operator handles motor fuel consigned to it within a terminal. "Supplier" also means a person that produces fuel grade alcohol or alcohol-derivative substances in this state, produces fuel grade alcohol or alcohol-derivative substances for import to this state into a terminal, or acquires upon import by truck, rail car or barge into a terminal, fuel grade alcohol or alcohol-derivative substances. "Supplier" includes a permissive supplier unless specifically provided otherwise;

(8) "Terminal", a bulk storage and distribution facility which includes:

(a) For the purposes of motor fuel, is a qualified terminal;

(b) For the purposes of fuel grade alcohol, is supplied by truck, rail car, boat, barge or pipeline and the products are removed at a rack; and

(9) "Unblended gasoline", gasoline that has not been blended with fuel ethanol.

2. "; and

Further amend said bill, section, page, and line, by deleting the word "exempted" and inserting in lieu thereof the word "**provided**"; and

Further amend said bill, section, page, and line, by deleting the word "subsection" and inserting in lieu thereof "**subsections 4 and**"; and

Further amend said bill, section, page, Lines 2 and 3, by deleting all of said lines and inserting in lieu thereof the following:

"after January 1, 2008, all gasoline sold or offered for sale in Missouri at retail shall be fuel ethanol-blended gasoline."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Avery offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill Nos. 1270 & 1027, Page 3, Line 11, by deleting “2008”, and inserting in lieu thereof “2011”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Cooper (120) resumed the Chair.

Representative Avery moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Myers, **House Amendment No. 1** was adopted.

Representative Behnen offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 1270 & 1027, Section 414.255, Pages 1 thru 3, Lines 4 thru 52, by deleting all of said lines and inserting in lieu thereof the following:

“3. If a distributor is unable to obtain fuel ethanol or fuel ethanol-blended gasoline from a position holder or supplier at the terminal at the same or lower price as unblended gasoline, then the purchase of unblended gasoline by the distributor and sale of the unblended gasoline at retail shall not be deemed a violation of this section. The position holder, supplier, distributor, and ultimate vender shall, upon request, provide the documentation regarding the sales transaction and price of fuel ethanol, fuel ethanol-blended gasoline and unblended gasoline to the department of agriculture and the department of revenue. All information obtained by the departments from such sources shall be confidential and not disclosed except by court order or as otherwise provided by law.

4. The following shall be exempt from the provisions of this section:

- (1) Aviation fuel and automotive gasoline used in aircraft;
- (2) Premium gasoline;
- (3) E75-E85 fuel ethanol;
- (4) Any specific exemptions declared by the United States Environmental Protection Agency; and
- (5) Bulk transfers between terminals.

The director of the department of agriculture may by rule exempt or rescind additional gasoline uses from the requirements of this section. The governor may by executive order waive the requirements of this section or any part thereof in part or in whole for all or any portion of this state for reasons related to air quality. Any regional waiver shall be issued and implemented in such a way as to minimize putting any region of the state at a competitive advantage or disadvantage with any other region of the state.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Behnen, **House Amendment No. 2** was adopted.

Representative Munzlinger offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 1270 & 1027, Section 414.255, Pages 3 & 4, Lines 55 thru 91, by deleting all of said lines and inserting in lieu thereof the following:

“6. The department of agriculture is hereby authorized to promulgate rules to ensure implementation of, and compliance and consistency with, this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

7. All terminals in Missouri shall offer for sale, in cooperation with position holders and suppliers, fuel ethanol-blended conventional gasoline, fuel ethanol, and unblended conventional gasoline. This subsection does not apply to terminals supplying federal reformulated gasolines.

8. Notwithstanding any other law to the contrary, all fuel retailers, wholesalers, distributors, and marketers shall be allowed to purchase fuel ethanol from any terminal or supplier. In the event a court of competent jurisdiction rules that this subsection does not apply to or impact existing contractual relationships, then this subsection shall only apply to and impact future contractual relationships.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Munzlinger, **House Amendment No. 3** was adopted.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bringer	Bruns	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Hobbs	Hunter	Ice	Jackson	Johnson 47
Jolly	Jones	Kelly	Kingery	Kraus
Lager	Lembke	Lipke	Loehner	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Rucker
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Young	Mr Speaker			

NOES: 041

Baker 25	Bland	Bogetto	Bowman	Brooks
Casey	Chappelle-Nadal	Curls	Darrough	Daus
Donnelly	El-Amin	Fraser	George	Haywood

Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Kratky	Kuessner	LeVota	Liese	Low 39
Lowe 44	Oxford	Page	Roorda	Salva
Schoemehl	Skaggs	Storch	Villa	Vogt
Walsh	Walton	Wildberger	Wright-Jones	Yaeger
Zweifel				

PRESENT: 017

Aull	Brown 50	Burnett	Dake	Dougherty
Frame	Harris 23	Harris 110	Henke	Lampe
Meiners	Robinson	Shoemyer	Spreng	Wagner
Whorton	Witte			

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Corcoran	Marsh
May	Meadows	Swinger		

On motion of Representative Behnen, **HCS HBs 1270 & 1027, as amended**, was adopted.

On motion of Representative Behnen, **HCS HBs 1270 & 1027, as amended**, was ordered perfected and printed.

HCS HB 1075, relating to school course materials, was taken up by Representative Davis.

Speaker Pro Tem Bearden assumed the Chair.

Representative Davis offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1075, Page 2, Section 170.015, Line 33, by deleting the period “.” at the end of said line and inserting in lieu thereof punctuation and word “; **and**”; and

Further amend said section on said page, Line 34, by deleting the number “8.” and inserting in lieu thereof the number “(8)”; and

Further amend said section on said page, Lines 38-44, by renumbering and relettering the subsequent paragraphs accordingly.

On motion of Representative Davis, **House Amendment No. 1** was adopted by the following vote:

AYES: 103

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bringer	Bruns	Casey	Chinn
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Dake	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenbery
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	George	Guest
Harris 110	Henke	Hobbs	Hunter	Icet
Jackson	Jones	Kelly	Kingery	Kraus

Lager	Lembke	Liese	Lipke	Loehner
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Nance	Nieves	Nolte	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schoemehl	Self
Shoemyer	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Villa	Wasson	Wells	Weter
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Yates	Mr Speaker		

NOES: 045

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Brooks	Brown 50	Burnett	Chappelle-Nadal
Curls	Darrough	Daus	Donnelly	Dougherty
El-Amin	Fraser	Harris 23	Hoskins	Hubbard
Hughes	Johnson 47	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Low 39
Lowe 44	Oxford	Page	Parker	Robinson
Roorda	Salva	Skaggs	Storch	Wallace
Whorton	Wright 159	Wright-Jones	Yaeger	Zweifel

PRESENT: 003

Rucker	Walsh	Walton
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ABSENT WITH LEAVE: 012

Bean	Brown 30	Haywood	Marsh	Meadows
Myers	Schneider	Spreng	Swinger	Vogt
Wagner	Young			

Representative Baker (25) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1075, Page 3, Section 170.015, Line 86, by inserting after said line the following:

“9. The provisions of this section shall not become effective until July 1 following any calendar year where every pupil has a health care benefit plan with a designated family practitioner under section 167.611 RSMo.”.

Representative Baker (25) moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 066

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Brooks	Brown 50	Burnett	Chappelle-Nadal
Cooper 120	Corcoran	Curls	Darrough	Daus
Day	Donnelly	Dougherty	El-Amin	Frame
Fraser	George	Guest	Harris 23	Haywood
Hoskins	Hubbard	Hughes	Johnson 47	Johnson 61
Johnson 90	Jolly	Kratky	Kraus	Kuessner

Lampe	LeVota	Low 39	Lowe 44	Meiners
Oxford	Page	Parker	Pearce	Robinson
Roorda	Rucker	Salva	Schneider	Silvey
Skaggs	Smith 150	St. Onge	Storch	Tilley
Villa	Wallace	Walsh	Walton	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

NOES: 089

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bringer	Bruns	Casey	Chinn
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Dake
Davis	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fisher	Flook	Franz	Harris 110	Henke
Hobbs	Hunter	Ice	Jackson	Jones
Kelly	Kingery	Lager	Lembke	Liese
Lipke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parson	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schoemehl
Self	Shoemyer	Smith 14	Smith 118	Stevenson
Sutherland	Threlkeld	Viebrock	Wagner	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

PRESENT: 001

Fares

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Meadows	Spreng
Swinger	Vogt			

Representative Harris (110) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1075, Page 2, Section 170.015, Line 38, by inserting after the word fertilization “, including in vitro fertilization,”.

On motion of Representative Harris (110), **House Amendment No. 3** was adopted by the following vote:

AYES: 118

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bland	Boykins	Bringer	Bruns
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Dake	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fisher	Flook
Franz	George	Guest	Harris 110	Henke

Hobbs	Hoskins	Hubbard	Ice	Jackson
Johnson 47	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lembke	LeVota
Liese	Loehner	May	McGhee	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Smith 118	Smith 150	Stevenson	Sutherland	Threlkeld
Tilley	Viebrock	Villa	Wagner	Walsh
Walton	Wells	Weter	Whorton	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yaeger	Yates	Mr Speaker		

NOES: 031

Aull	Baker 25	Bogetto	Bowman	Burnett
Chappelle-Nadal	Darrough	Frame	Fraser	Harris 23
Haywood	Hughes	Johnson 61	Johnson 90	Jolly
Lampe	Low 39	Lowe 44	Oxford	Page
Richard	Skaggs	St. Onge	Storch	Vogt
Wallace	Wasson	Wildberger	Wright-Jones	Young
Zweifel				

PRESENT: 004

Brooks	Brown 50	Curls	Fares
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ABSENT WITH LEAVE: 010

Bean	Brown 30	Donnelly	Hunter	Lipke
Marsh	Meadows	Smith 14	Spreng	Swinger

Representative Johnson (61) offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1075, Page 2, Section 170.015, Lines 44-45, by deleting all of said lines and replacing with:

"(5) Alcohol, drug, and tobacco use by the parents as well as lack of adequate health care for the family can be harmful can be harmful to the developing unborn child.".

On motion of Representative Johnson (61), **House Amendment No. 4** was adopted by the following vote:

AYES: 122

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Corcoran
Curls	Dake	Darrough	Daus	Day
Deeken	Dempsey	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Ervin	Fares	Flook

Frame	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kratky	Kraus	Kuessner
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Portwood	Pratt	Quinn
Robb	Robinson	Roorda	Rucker	Rupp
Salva	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	St. Onge
Storch	Sutherland	Threlkeld	Tilley	Villa
Vogt	Wagner	Walsh	Walton	Wells
Weter	Whorton	Wildberger	Wilson 119	Witte
Wright 137	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 033

Bivins	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Davis	Denison	Dethrow	Emery	Faith
Fisher	Franz	Hunter	Ice	Jackson
Kelly	Kingery	Lager	Myers	Phillips
Pollock	Rector	Richard	Ruestman	Sander
Self	Stevenson	Viebrock	Wallace	Wasson
Wilson 130	Wood	Wright 159		

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brooks	Brown 30	Marsh	Meadows
Roark	Spreng	Swinger		

HCS HB 1075, as amended, was placed on the Informal Calendar.

HCS HBs 1045, 1152, 1267 & 1634, relating to memorial highways and bridges, was taken up by Representative Wells.

Representative Behnen assumed the Chair.

Representative Witte offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1045, 1152, 1267 & 1634, Page 1, Section 227.359, Line 7, by inserting after all of said line the following:

"227.390. The portion of interstate 70 between mile marker 144 and mile marker 155 in the county of the first classification with more than forty thousand seven hundred but fewer than forty thousand eight hundred inhabitants, except where otherwise designated, shall be designated the "Missouri Fire Fighters' Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the cost of such signs to be paid by the Fire Fighters Association of Missouri."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Wagner offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill Nos. 1045, 1152, 1267 & 1634, Line 12, by inserting after the word “and” designate the “Mark McGwire” road on I-70, the “St. Louis Baseball Cardinals’ Highway.”.

Representative Wagner moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 045

Baker 25	Baker 123	Bland	Boykins	Bringer
Burnett	Casey	Chappelle-Nadal	Donnelly	Dusenberg
El-Amin	Emery	Ervin	George	Harris 23
Haywood	Henke	Johnson 47	Johnson 61	Johnson 90
Jolly	LeVota	Liese	Low 39	Lowe 44
McGhee	Muschany	Page	Parker	Pratt
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Spreng	Sutherland	Threlkeld	Vogt	Wagner
Wallace	Walsh	Wright-Jones	Yates	Zweifel

NOES: 103

Aull	Avery	Bearden	Behnen	Bivins
Black	Bogetto	Bowman	Bruns	Chinn
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Faith	Fares	Fisher	Flook
Franz	Fraser	Guest	Harris 110	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	Lipke
Loehner	May	Meiners	Moore	Munzlinger
Myers	Nance	Nieves	Nolte	Parson
Pearce	Phillips	Pollock	Portwood	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Smith 150	Stevenson	St. Onge
Storch	Tilley	Viebrock	Villa	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 159
Yaeger	Young	Mr Speaker		

PRESENT: 005

Brown 50	Curls	Frame	Oxford	Rucker
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ABSENT WITH LEAVE: 010

Bean	Brooks	Brown 30	Corcoran	Jackson
Marsh	Meadows	Schad	Swinger	Wright 137

On motion of Representative Witte, **House Amendment No. 1** was adopted by the following vote:

AYES: 143

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Curls	Dake
Davis	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Ice	Johnson 47	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Threlkeld	Tilley
Viebrock	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 010

Cunningham 86	Darrough	Daus	Day	Faith
Hunter	Johnson 61	Rector	Rupp	Villa

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brooks	Brown 30	Corcoran	Hughes
Jackson	Johnson 90	Marsh	Meadows	Swinger

HCS HBs 1045, 1152, 1267 & 1634, as amended, was placed on the Informal Calendar.

PERFECTION OF HOUSE JOINT RESOLUTION

HJR 39, relating to religious freedom in public places, was taken up by Representative Bearden.

Representative Bearden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Joint Resolution No. 39, Section 5, Article I, Page 2, Line 9, by deleting the words “**on any public property, including schools**,”; and

Further amend said resolution, section, page and line, by inserting immediately after the word “**be**” the following: “**unreasonably**,”; and

Further amend said resolution, section, and page, Line 14, by deleting the following: “**during both school hours and otherwise**,”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ervin offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Joint Resolution No. 39, by deleting Lines 4 and 5.

On motion of Representative Ervin, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Skaggs offered **House Substitute Amendment No. 1 for House Amendment No. 1, as amended**.

House Substitute Amendment No. 1

for

House Amendment No. 1

AMEND House Joint Resolution No. 39, Section 5, Article I, Page 2, Line 9, by deleting the words “**on any public property, including schools**,”; and

Further amend said resolution, section, and page, Line 14, by deleting the following: “**during both school hours and otherwise**,”; and

Page 1, Line 1, by deleting the word “general” and inserting in lieu thereof the word “primary,” and on Page 1, Line 2, by deleting the word “November,” and inserting in lieu thereof the word “August”.

Representative Skaggs moved that **House Substitute Amendment No. 1 for House Amendment No. 1, as amended**, be adopted.

Which motion was defeated by the following vote:

AYES: 058

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Darrough	Daus
Donnelly	Dougherty	El-Amin	Frame	George
Harris 23	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kuessner	Lampe	LeVota	Liese	Low 39
Lowe 44	Meiners	Oxford	Page	Robinson
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Spreng	Storch	Villa	Wagner	Walsh
Walton	Whorton	Wildberger	Wood	Wright-Jones
Yaeger	Young	Zweifel		

NOES: 096

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bringer	Bruns	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Dake
Davis	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
Guest	Harris 110	Hobbs	Hunter	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Witte	Wright 137	Wright 159	Yates
Mr Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Day	Marsh	Meadows
Roorda	Schad	Swinger	Vogt	

Representative Donnelly offered **House Substitute Amendment No. 2 for House Amendment No. 1, as amended.**

*House Substitute Amendment No. 2
for
House Amendment No. 1*

AMEND House Joint Resolution No. 39, Section 5, Article I, Page 2, Line 9, by deleting the words “**on any public property, including schools,**”; and

Further amend said resolution, section, and page, Line 14, by deleting the following: “**during both school hours and otherwise,**”; and

Further amend said bill, Line 16, Page 2, by inserting after the word “**circumstances**” on said line, the words “**and are consistent with the 1st Amendment of the United States Constitution and its’ interpretation by the United States Supreme Court.**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Donnelly moved that **House Substitute Amendment No. 2 for House Amendment No. 1, as amended** be adopted.

Which motion was defeated by the following vote:

AYES: 056

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Darrough	Daus
Donnelly	Dougherty	El-Amin	Frame	Fraser
George	Harris 23	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kuessner	Lampe	LeVota	Low 39	Lowe 44
Meiners	Oxford	Page	Robinson	Rucker
Salva	Schoemehl	Shoemyer	Skaggs	Spreng
Storch	Villa	Wagner	Walsh	Walton
Whorton	Wildberger	Wright-Jones	Yaeger	Young
Zweifel				

NOES: 098

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bringer	Bruns	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Dake
Davis	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Harris 110	Hobbs	Hunter	Icet	Jackson
Johnson 47	Jones	Kelly	Kingery	Kratky
Kraus	Lager	Lembke	Liese	Lipke
Loehner	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sander
Sater	Schaaf	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Day	Marsh	Meadows
Roorda	Schad	Swinger	Vogt	

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sander	Sater	Schaaf	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 051

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Darrough	Daus
Donnelly	El-Amin	Frame	Fraser	George
Harris 110	Haywood	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Oxford	Page	Robinson	Salva	Schoemehl
Skaggs	Spreng	Villa	Walsh	Walton
Whorton	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 009

Dake	Harris 23	Henke	Meiners	Rucker
Shoemyer	Storch	Wagner	Wildberger	

ABSENT WITH LEAVE: 010

Bean	Brooks	Brown 30	Day	Marsh
Meadows	Roorda	Schad	Swinger	Vogt

On motion of Representative Bearden, **House Amendment No. 1, as amended**, was adopted by the following vote:

AYES: 115

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bland	Bruns	Burnett	Chinn
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145

Cunningham 86	Curls	Daus	Davis	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Harris 23	Hobbs	Hubbard	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Lager	Lampe	Lembke	Liese	Lipke
Loehner	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Tilley	Viebrock
Villa	Wallace	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Zweifel	Mr Speaker

NOES: 036

Aull	Baker 25	Bogetto	Bowman	Bringer
Brown 50	Casey	Chappelle-Nadal	Dake	Darrough
Dougherty	Frame	Fraser	George	Harris 110
Haywood	Henke	Hoskins	Hughes	Kuessner
LeVota	Low 39	Lowe 44	Meiners	Oxford
Robinson	Schoemehl	Shoemyer	Skaggs	Spreng
Wagner	Walsh	Witte	Wright-Jones	Yaeger
Young				

PRESENT: 003

Boykins	Brooks	Walton
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ABSENT WITH LEAVE: 009

Bean	Brown 30	Day	Marsh	Meadows
Roorda	Schad	Swinger	Vogt	

Representative Fraser requested a verification of the roll call on the motion to adopt **House Amendment No. 1, as amended.**

On motion of Representative Bearden, **HJR 39, as amended**, was ordered perfected and printed by the following vote:

AYES: 134

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brown 50	Bruns	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Dake	Davis
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Guest	Harris 23	Harris 110	Haywood

Henke	Hobbs	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	May	McGhee	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yaeger	Yates	Zweifel	Mr Speaker	

NOES: 017

Bowman	Burnett	Daus	Dougherty	Fraser
George	Hoskins	Hughes	Jolly	Low 39
Lowe 44	Oxford	Villa	Wagner	Walsh
Wright-Jones	Young			

PRESENT: 003

Brooks	Curls	Darrough
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ABSENT WITH LEAVE: 009

Bean	Brown 30	Day	Marsh	Meadows
Roorda	Schad	Swinger	Vogt	

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1485 - Fiscal Review (Fiscal Note)

HCS HBs 1698, 1236, 995, 1362 & 1290 - Fiscal Review (Fiscal Note)

HB 1021 - Budget

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1317** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1532** (Fiscal Note), begs leave to report it has been **furnished an updated fiscal note and does not require fiscal review**.

Committee on Budget, Chairman Icet reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HJR 48**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Children and Families, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **SCS SCR 25**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 933**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 981**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Elementary and Secondary Education, Chairman Cunningham (86) reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1939**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2008**, **HB 1901**, **HB 1218** and **HB 1062**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Higher Education, Chairman Kingery reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1036**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1347**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1864**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Utilities, Chairman Rector reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **SB 559**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 10**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 10

WHEREAS, today 40 million credit cardholders are exposed to the risk of fraud by data thieves; and

WHEREAS, in 2005, a credit card processing company, CardSystems Solutions, improperly retained masses of data in vulnerable files and data thieves moved in, resulting in approximately 200,000 credit card accounts being reported stolen; and

WHEREAS, other incidents in 2005 included CitiFinancial disclosing that unencrypted computer tapes for 3.9 million customers were lost by a package deliverer and ChoicePoint, the nation's largest broker of personal information were the target of thieves who were easily able to buy the data of 145,000 consumers; and

WHEREAS, in the hands of thieves, consumer data becomes liquid assets and must be guarded as such by companies; and

WHEREAS, with California's passage of a law requiring notice to affected consumers, the entire nation became aware that consumers' assets and identities are increasingly at risk of fraud because of the remarkable success of data thieves

WHEREAS, several pieces of legislation have been introduced in the United States Congress, including a bill proposing a national requirement for consumer notification with civil penalties for negligent companies, and a comprehensive bill to begin regulating data merchants by requiring registration with the Federal Trade Commission and to impose stronger safeguards, stop the easy access to Social Security numbers, and help identity theft victims regain their fiscal balance:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby urge the United States Congress to adopt a comprehensive federal law that protects consumer information from data thieves; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for each member of the Missouri Congressional Delegation.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 18**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 18

WHEREAS, the Commercial Motor Vehicle Safety Act of 1986 was signed into law with the goal to improve highway safety by ensuring that drivers of large trucks and buses are qualified to operate those vehicles and to remove unsafe and unqualified drivers from the highways; and

WHEREAS, the federal Act retained a State's right to issue a driver's license, but established minimum national standards which States must meet when licensing commercial motor vehicle drivers; and

WHEREAS, the federal Act corrected the situation that existed prior to 1986 by making it illegal to hold more than one license and by requiring States to adopt testing and licensing standards for truck and bus drivers to check a person's ability to operate the type of vehicle the driver plans to operate; and

WHEREAS, since April 1, 1992, drivers have been required to have a commercial driver's license (CDL) in order to drive a commercial motor vehicle. The Federal Highway Administration (FHWA) issued standards for testing and licensing of commercial motor vehicle drivers which require States to issue CDLs to their commercial motor vehicle drivers only after the driver passes knowledge and skills tests administered by the State related to the type of vehicle to be operated; and

WHEREAS, drivers need CDLs if they are in interstate, intrastate, or foreign commerce and drive a vehicle that meets the federal definition of a commercial motor vehicle; and

WHEREAS, States develop their own tests which must be at least as stringent as the federal standards; and

WHEREAS, this restriction does not prohibit States from allowing a person 18 years of age to qualify for a CDL, because it is limited to intrastate operation only. Such a restriction prohibits a person between the ages of 18 and 21 with a CDL from the interstate operation of a commercial motor vehicle; and

WHEREAS, the establishment of a controlled pilot program by the Federal Motor Carrier Safety Administration (FMCSA) lowering the federal minimum age for commercial motor vehicle drivers in interstate commerce from 21 to 18, which would include behind the wheel training, mentoring, and an evaluation component, would be the first step in advancing the program while still promoting highway safety; and

WHEREAS, a FMCSA controlled pilot program for 18 to 21 year-olds has the potential of relieving a severe commercial motor vehicle driver shortage in the States and Nation, and creating excellent career opportunities:

WHEREAS, that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby urge the Federal Motor Carrier Safety Administration to establish a controlled pilot program to evaluate the potential of lowering the age requirements for interstate commercial motor carrier drivers from 21 to 18 years of age; and

BE IT FURTHER RESOLVED, that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Administrator of the Federal Motor Carrier Safety Administration, Annette M. Sandberg, and each member of the Missouri Congressional Delegation.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 30**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 41**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE CONCURRENT RESOLUTION NO. 41

Relating to the designation of Missouri walk and bicycle to school month and day.

WHEREAS, the health and safety of our children is of highest concern to the citizens of Missouri; and

WHEREAS, promoting safe and healthful walking and bicycling to school is of importance to Missouri parents and teachers, and has been shown to improve student's health and academic performance; and

WHEREAS, a lack of physical activity plays a leading role in rising rates of obesity, diabetes, and other health problems among children. Being able to walk or bicycle to school offers an opportunity to build healthful physical activity into a child's daily routine; and

WHEREAS, an important role for parents and caregivers is to teach children about pedestrian safety and become aware of the difficulties and dangers that children face on their trip to school each day and the health and environmental risks related to physical inactivity and air pollution; and

WHEREAS, the number of children walking and bicycling to school has decreased dramatically in recent years, with less than 10% walking of bicycling to school now compared with 50% just 30 years ago; and

WHEREAS, serious injury and death of hundreds of children nationwide could be saved each year if communities take steps to make bicycle and pedestrian safety a priority; and

WHEREAS, the Safe Routes to Schools program is recognized nationally and internationally as being effective in solving these problems and has been successfully piloted in several Missouri communities; and

WHEREAS, local Safe Routes to Schools efforts combining engineering, enforcement, encouragement, and education have been shown to improve school children's health, mobility, safety, and academic performance; and

WHEREAS, "International Walk to School Month" in October and "International Walk to School Day" the first Wednesday in October have proven to be helpful in creating and promoting local Safe Route to Schools programs across the United States and throughout the world:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby commends and encourages the Safe Routes to Schools program overseen at the state level by the Missouri Department of Transportation and on the local level by many individuals, agencies, and schools; and

BE IT FURTHER RESOLVED that the creation of and participation in the local Safe Routes to Schools programs in communities throughout Missouri be encouraged; and

BE IT FURTHER RESOLVED that the needed cooperation and partnership among students, parents, teachers, parent-teacher groups, community leaders, community groups, public works departments, law enforcement agencies, school districts, the Missouri Department of Transportation, and other departments and agencies of state and local government to create successful Safe Routes to Schools programs be commended and encouraged; and

BE IT FURTHER RESOLVED that October 2006 is hereby declared to be "Missouri Walk and Bicycle to School Week" and October 4, 2006, is hereby declared to be "Missouri Walk and Bicycle to School Day" in Missouri; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1137**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1412**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1728**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1873**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 645**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SBs 701 & 948**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

COMMUNICATION

April 4, 2006

Mr. Stephen S. Davis, Chief Clerk
Missouri House of Representatives
State Capitol, Room 306-C
Jefferson City, MO 65101

Dear Mr. Davis:

Pursuant to Chapters 105.452 to 105.461, RSMo, this letter is an official report that I have invested in agriculture value-added cooperatives in which I may be eligible to receive New Generation Cooperative Incentive Tax Credits or loan guarantees. I would not have more than a ten percent interest in the value-added cooperatives.

In order to comply with Chapters 105.452 to 105.461, please publish this report in the Journal of the House.

Sincerely,

/s/ Billy Pat Wright

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, April 6, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on the motion for the previous question on House Amendment No. 1 to HJR 39 of the House Journal for Wednesday, April 5, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the

Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of April 2006.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Sally A. Faith, District 15, hereby state and affirm that my vote as recorded on the motion to adopt House Amendment No. 1 to HCS HB 1045, et al., as recorded in the House Journal for Wednesday, April 5, 2006 showing that I voted "no" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of April 2006.

/s/ Sally A. Faith
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Barbara Fraser, District 83, hereby state and affirm that my vote as recorded on Page 862 of the House Journal for Tuesday, April 4, 2006 showing that I voted no was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted aye. I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of April 2006.

/s/ Barbara Fraser
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Joe Smith, District 14, hereby state and affirm that my vote as recorded on the motion to adopt House Amendment No. 3 to HCS HB 1075 as recorded in the of the House Journal for Wednesday, April 5, 2006

showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of April 2006.

/s/ Joe Smith
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Thursday, April 6, 2006, 8:15 a.m. Hearing Room 3.
Tax credit presentation. AMENDED

FINANCIAL INSTITUTIONS

Thursday, April 6, 2006, House Chamber side gallery upon morning adjournment. AMENDED
Executive session will be held on: SB 641

HEALTH CARE POLICY

Thursday, April 6, 2006, 8:00 a.m. Hearing Room 7.
Executive session may follow. AMENDED
Public hearings to be held on: SCS SB 1117, SB 677, SCS SB 765,
SB 900, SB 965, SB 974, SB 1084

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Monday, April 10, 2006, 1:00 p.m. Hearing Room 6.
Appeal of license plate.
Discuss future needs of MoDOT.
Executive session may follow.

LOCAL GOVERNMENT

Thursday, April 6, 2006, 8:00 a.m. Hearing Room 6.
Executive session to be held first.
Executive session may follow after Public hearing. AMENDED
Public hearings to be held on: HB 1976, SB 951, SB 725, SB 884, SB 1177,
SCS SB 968, SB 1130, SB 1016, SB 1094, SB 1101, SCS SB 1175, SB 1207
Executive session will be held on: SCS SB 751, SCS SB 802, SB 809,
SCS SB 932, SB 893, SB 936

LOCAL GOVERNMENT

Monday, April 10, 2006, Hearing Room 6 upon afternoon adjournment.
Executive session.

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, April 6, 2006, Hearing Room 1 upon morning adjournment. AMENDED
Public hearings to be held on: HB 1499, HB 1884, HB 1910, HB 1811,
HCS HB 1944, HCS HB 1316, HCS HB 1928, HCS HB 1539,
HCS HB 2008, 1901, 1218 & 1062, HCS HB 1939, SB 561, SCS SCR 25

SENIOR CITIZEN ADVOCACY

Thursday, April 6, 2006, 8:15 a.m. Hearing Room 1.
Executive session may follow.
Public hearing to be held on: HB 1560

SPECIAL COMMITTEE ON AGRI-BUSINESS

Thursday, April 6, 2006, 8:15 a.m. House Chamber side gallery.
Executive session. CANCELLED

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 4.
Executive session may follow.
Public hearings to be held on: HB 2007, SCS SB 925, SB 1165

TRANSPORTATION

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 1.
Executive session may follow.
Public hearings to be held on: SCS SB 1059, SCS SB 1048, SB 990,
SB 952, SB 931, SCS SB 747, SB 697, SB 1139, SB 1039

HOUSE CALENDAR

FIFTY-SECOND DAY, THURSDAY, APRIL 6, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 43 - Dethrow

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
 - 2 HCS HB 974 - Davis
 - 3 HB 1498 - Dethrow
 - 4 HB 1065 - Tilley
 - 5 HB 1071 - Phillips
 - 6 HB 1865 - Bearden
- (4 hours debate on Perfection)

- 7 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 8 HCS HB 1482 - Jackson
- 9 HB 1619 - Sutherland
- 10 HCS HB 1620 - Sutherland
- 11 HCS HB 1141 - Jackson
- 12 HCS HB 1837 - Yates
- 13 HCS HB 1441 - Sutherland
- 14 HCS HB 1534 - Lembke
- 15 HCS HB 1080 - Schaaf
- 16 HCS HB 1092 - Sater
- 17 HCS HB 1322 - Lipke
- 18 HCS HB 1487 - Parker
- 19 HCS HB 1581 - Jetton
- 20 HB 1905 - Jetton
- 21 HCS HB 1660 & 1269 - Behnen
- 22 HCS HB 1677 - Ervin
- 23 HCS HB 1726 - Johnson (47)
- 24 HCS HB 1767 - Bruns
- 25 HCS HB 1155 - Yates
- 26 HCS HB 1194 - Cunningham (86)
- 27 HCS HB 1162 - Deeken
- 28 HB 1728 - Rector
- 29 HCS HB 1137 - Darrough
- 30 HCS HB 1873 - Lembke
- 31 HB 1412 - Portwood

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1305, as amended - Smith (118)
- 3 HCS HB 1075, as amended - Davis (150 minutes debate on Perfection)
- 4 HCS HB 1045, 1152, 1267 & 1634, as amended - Wells

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 41, (4-05-06) - Sutherland

HOUSE JOINT RESOLUTION FOR THIRD READING

HJR 39 - Bearden

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1532 - Lembke
- 2 HCS HB 1349, (Fiscal Review 3-29-06) - Loehner
- 3 HCS HB 1317 - Lipke
- 4 HCS HB 1632 - Cooper (120)
- 5 HCS HB 1485, (Fiscal Review 4-05-06) - Icet

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- 6 HCS HB 1698, 1236, 995, 1362 & 1290, (Fiscal Review 4-05-06) - Lipke
- 7 HB 994 - Dusenberg
- 8 HB 1827 - Wasson
- 9 HCS HB 1461, 1375, 1110 & 1103 - Ruestman
- 10 HCS HB 1182 - Stevenson
- 11 HCS HB 1397 - Pratt
- 12 HCS HB 1270 & 1027 - Behnen

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HB 1522 - Sander

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 10, (4-05-06) - Zweifel
- 2 HCR 18, (4-05-06) - Kuessner
- 3 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)

SENATE BILL FOR THIRD READING - CONSENT

(4/06/06)

SCS SBs 701 & 948 - Jackson

SENATE BILL FOR THIRD READING

SB 645 - Richard

SENATE CONCURRENT RESOLUTION

SCS SCR 21, (1-24-06, Pages 115-116) - Ervin

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FIFTY-SECOND DAY, THURSDAY, APRIL 6, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

Almighty God, we praise and thank You for the calm, fresh and warm air this morning. But more storms are in the forecast.

Holy God, we pray for those who have suffered already from the storms and tornados.

We pray especially for those grieving over the death of loved ones. Show us how best to help them all.

As we pray for the protection of all our people, we thank You for the rainfall that accompanies stormy weather.

The power of these storms, O Lord, remind us that You are God and we are not. They leave us in awe of You, saying with the prophet:

“All you winds, bless the Lord;
Praise and exalt him above all forever.”

“Lightning and clouds, bless the Lord;
Praise and exalt him above all forever.”
(Daniel 3:65/73)

Amen.

The Pledge of Allegiance to the flag was led by Dallas Coleman of Branson, Missouri.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Trey M. Adair, Lucy Leonard, Spencer Milford, Katie Boschert, Joey Herdler, Alexander Dante Gardner, Jordan Kendrick, Shay Noll, Jesse Vance, Abby Thomas, Garrett Beckham, Rebecca Simpson, Courtney Schnurbusch, James Meyerkord, Kyle Garringer, Michael Hessel, Ethan Muffett, Alex Clinton, Lillie Clinton, Faith Clinton and Ben Niendick.

The Journal of the fifty-first day was approved as corrected.

HOUSE RESOLUTIONS

Representative Baker (25) offered House Resolution No. 2019.

Representative Jetton offered House Resolution No. 2042.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2018	-	Representative Fraser
House Resolution No. 2020	-	Representative Liese
House Resolution No. 2021	-	Representative Schaaf
House Resolution No. 2022	-	Representative Chappelle-Nadal
House Resolution No. 2023	-	Representatives Parson and Emery
House Resolution No. 2024	-	Representative Guest
House Resolution No. 2025		
through		
House Resolution No. 2027	-	Representative Lipke
House Resolution No. 2028		
through		
House Resolution No. 2041	-	Representative Portwood
House Resolution No. 2043	-	Representative Jetton
House Resolution No. 2044	-	Representatives Skaggs and LeVota
House Resolution No. 2045	-	Representative Roorda, et al.
House Resolution No. 2046	-	Representative Jones
House Resolution No. 2047	-	Representatives Wilson (130) and Ruestman
House Resolution No. 2048	-	Representative Schad
House Resolution No. 2049	-	Representative Munzlinger
House Resolution No. 2050		
through		
House Resolution No. 2063	-	Representative Scharnhorst
House Resolution No. 2064		
and		
House Resolution No. 2065	-	Representative Fares
House Resolution No. 2066	-	Representative Fraser
House Resolution No. 2067	-	Representative Robb
House Resolution No. 2068	-	Representative Jackson
House Resolution No. 2069	-	Representative Casey
House Resolution No. 2070	-	Representative Nolte
House Resolution No. 2071	-	Representative Fares

SPECIAL RECOGNITION

The Central Missouri Eagles Youth Hockey Team was introduced by Representative Deeken and presented with a resolution.

Representative Behnen assumed the Chair.

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1349** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

THIRD READING OF HOUSE JOINT RESOLUTION

HJR 39, relating to religious freedom in public places, was taken up by Representative Bearden.

On motion of Representative Bearden, **HJR 39** was read the third time and passed by the following vote:

AYES: 134

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Boykins
Bringer	Brown 50	Bruns	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Dake	Darrough	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hunter
Iceet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	May	McGhee
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Quinn
Rector	Richard	Roark	Robb	Robinson
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Tilley	Viebrock	Wagner	Wallace	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yaeger	Zweifel	Mr Speaker	

NOES: 019

Bowman	Brooks	Burnett	Curls	Daus
Dougherty	Fraser	George	Haywood	Hughes
Jolly	Low 39	Lowe 44	Oxford	Villa
Vogt	Walsh	Wright-Jones	Young	

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Bland	Brown 30	Marsh	Meadows
Moore	Pratt	Roorda	Swinger	Yates

Representative Behnen declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HB 1532, relating to the vehicle emissions inspection program, was taken up by Representative Lembke.

On motion of Representative Lembke, **HCS HB 1532** was read the third time and passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	Liese	Lipke
Loehner	Low 39	May	McGhee	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 007

Casey	Henke	Hughes	LeVota	Skaggs
Wagner	Wildberger			

PRESENT: 001

Lowe 44

ABSENT WITH LEAVE: 005

Bean Brown 30 Marsh Meadows Swinger

Representative Behnen declared the bill passed.

HCS HB 1349, relating to the Family Farms Act, was taken up by Representative Loehner.

On motion of Representative Loehner, **HCS HB 1349** was read the third time and passed by the following vote:

AYES: 154

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Icet	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 001

Curls

ABSENT WITH LEAVE: 008

Avery	Bean	Black	Brown 30	Hunter
Marsh	Meadows	Swinger		

Representative Behnen declared the bill passed.

Speaker Pro Tem Bearden assumed the Chair.

HCS HB 1317, relating to crime victim's rights, was taken up by Representative Lipke.

On motion of Representative Lipke, **HCS HB 1317** was read the third time and passed by the following vote:

AYES: 154

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
May	McGhee	Meiners	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 002

Lowe 44	Walton
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ABSENT WITH LEAVE: 007

Avery	Bean	Brown 30	Marsh	Meadows
Moore	Swinger			

Speaker Pro Tem Bearden declared the bill passed.

HCS HB 1632, relating to the theft of telephone records, was taken up by Representative Cooper (120).

On motion of Representative Cooper (120), **HCS HB 1632** was read the third time and passed by the following vote:

AYES: 155

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Bean	Brown 30	Marsh	Meadows
Robb	Sutherland	Swinger		

Speaker Pro Tem Bearden declared the bill passed.

HB 994, relating to motorcycle helmets, was taken up by Representative Dusenberg.

On motion of Representative Dusenberg, **HB 994** was read the third time and passed by the following vote:

AYES: 095

Aull	Baker 123	Bearden	Behnen	Black
Bowman	Bringer	Brown 50	Bruns	Burnett
Chinn	Cooper 120	Cooper 158	Cunningham 145	Dake
Davis	Day	Deeken	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Fisher
Flook	Frame	Franz	Guest	Harris 110
Henke	Hobbs	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 90	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lembke	LeVota	Lipke	Loehner	McGhee
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robinson	Ruestman	Salva	Sander	Schad
Schlottach	Self	Shoemyer	Silvey	Smith 150
Stevenson	St. Onge	Sutherland	Tilley	Viebrock
Villa	Wagner	Wallace	Wasson	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Yates	Young	Mr Speaker

NOES: 059

Bivins	Bland	Bogetto	Boykins	Brooks
Casey	Chappelle-Nadal	Cooper 155	Corcoran	Cunningham 86
Curls	Darrough	Daus	Dempsey	Denison
Donnelly	El-Amin	Faith	Fares	Fraser
George	Harris 23	Haywood	Hoskins	Hubbard
Johnson 61	Jolly	Lampe	Liese	Low 39
Lowe 44	May	Meiners	Oxford	Page
Parker	Parson	Robb	Roorda	Rucker
Sater	Schaaf	Scharnhorst	Schneider	Schoemehl
Skaggs	Smith 14	Smith 118	Spreng	Storch
Threlkeld	Vogt	Walsh	Walton	Wells
Weter	Wright-Jones	Yaeger	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 009

Avery	Baker 25	Bean	Brown 30	Marsh
Meadows	Moore	Rupp	Swinger	

Speaker Pro Tem Bearden declared the bill passed.

HB 1827, relating to group health insurance, was taken up by Representative Wasson.

On motion of Representative Wasson, **HB 1827** was read the third time and passed by the following vote:

AYES: 157

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Avery	Bean	Brown 30	Marsh	Meadows
Swinger				

Speaker Pro Tem Bearden declared the bill passed.

HCS HBs 1461, 1375, 1110 & 1103, relating to defensive use of force, was taken up by Representative Ruestman.

On motion of Representative Ruestman, **HCS HBs 1461, 1375, 1110 & 1103** was read the third time and passed by the following vote:

AYES: 132

Aull	Baker 123	Bearden	Behnen	Bivins
Black	Bringer	Brown 50	Bruns	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Dake	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Loehner	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Tilley	Viebrock	Villa	Wagner	Wallace
Walsh	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 023

Baker 25	Bland	Bogetto	Bowman	Boykins
Brooks	Burnett	Curls	Darrough	Daus
El-Amin	George	Haywood	Johnson 90	Jolly
Lipke	Low 39	Lowe 44	Oxford	Schoemehl
Vogt	Walton	Wright-Jones		

PRESENT: 002

Fares	Johnson 61
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ABSENT WITH LEAVE: 006

Avery	Bean	Brown 30	Marsh	Meadows
Swinger				

Speaker Pro Tem Bearden declared the bill passed.

HCS HB 1182, relating to jurisdiction of juvenile courts, was taken up by Representative Stevenson.

On motion of Representative Stevenson, **HCS HB 1182** was read the third time and passed by the following vote:

AYES: 142

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Brown 50	Bruns	Burnett	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Frame
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Lowe 44	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Villa	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yates
Young	Mr Speaker			

NOES: 013

Bringer	Chappelle-Nadal	Corcoran	Donnelly	El-Amin
Flook	Franz	Johnson 61	Low 39	Skaggs
Storch	Yaeger	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Bean	Brooks	Brown 30	Marsh
Meadows	Swinger	Vogt		

Speaker Pro Tem Bearden declared the bill passed.

HCS HB 1397, relating to computer spyware, was taken up by Representative Pratt.

On motion of Representative Pratt, **HCS HB 1397** was read the third time and passed by the following vote:

AYES: 155

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Threlkeld	Tilley	Viebrock	Villa	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Avery	Bean	Bowman	Brown 30	Marsh
Meadows	Swinger	Vogt		

Speaker Pro Tem Bearden declared the bill passed.

Representative Johnson (47) assumed the Chair.

HCS HBs 1270 & 1027, relating to ethanol-blended fuel, was taken up by Representative Behnen.

On motion of Representative Behnen, **HCS HBs 1270 & 1027** was read the third time and passed by the following vote:

AYES: 147

Aull	Baker 25	Bearden	Behnen	Bivins
Black	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Ervin	Faith
Fares	Fisher	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Tilley	Viebrock	Villa	Wagner	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 006

Baker 123	Davis	Emery	Flook	Lowe 44
Wallace				

PRESENT: 003

Haywood	Shoemyer	Witte
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ABSENT WITH LEAVE: 007

Avery	Bean	Brown 30	Marsh	Meadows
Swinger	Vogt			

Representative Johnson (47) declared the bill passed.

COMMITTEE REPORTS

Committee on Health Care Policy, Chairman Cooper (155) reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **SB 677**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **SB 900**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **SB 965**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **SB 974**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **SB 1084**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **SCS SB 1117**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Insurance Policy, Chairman Yates reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SB 837**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Job Creation and Economic Development, Chairman Richard reporting:

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HCR 37**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 37

WHEREAS, Chamois, Missouri, is a community located along the Missouri River in northern Osage County which has no means to cross the river except by way of bridges located approximately 45 miles to the west and 30 miles to the east; and

WHEREAS, the people who live in Chamois incur increasingly high costs using present routes in order to reach destinations on the north side of the Missouri River for employment, recreation, and business; and

WHEREAS, people who live on the north side of the Missouri River are equally restricted from accessing destinations on the south side of the Missouri River, respectively; and

WHEREAS, locating a ferryboat on the Missouri River at Chamois would allow residents on both sides to cross the River, reducing travel times and travel costs, provide a safer route, and conserve fuel; and

WHEREAS, locating a ferryboat at Chamois would establish the only reported ferry on the Missouri River and would thereby promote tourism on both sides of the River by attracting more visitors to the area and creating a driving destination for tourists visiting such communities as Hermann, Fulton, and Jefferson City; and

WHEREAS, locating a ferryboat at Chamois would likewise give residents on the south side of the River access to the Katy Trail located on the north side of the River; and

WHEREAS, numerous organizations have endorsed the ferryboat at Chamois, including but not limited to the Hermann Area Chamber of Commerce, the Fulton Area Chamber of Commerce, the county commissions for Osage and Callaway counties, the City of Mokane, the City of Chamois, and the Missouri Division of Tourism; and

WHEREAS, the promoters of the ferryboat at Chamois have requested federal and state funding for the project:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby express support for the Chamois ferryboat and urge the Missouri Department of Economic Development and the Missouri Department of Transportation, along with other state agencies, to assist in securing moneys for locating of the ferryboat; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for Governor Matt Blunt, Gregory A. Steinhoff, the Director of the Department of Economic Development, and Peter Rahn, the Director of the Missouri Department of Transportation.

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HB 2040**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **SCS SB 751**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SCS SB 802**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 809**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 863**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SCS SB 932**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 936**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1885**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Senior Citizen Advocacy, Chairman Bruns reporting:

Mr. Speaker: Your Committee on Senior Citizen Advocacy, to which was referred **HB 1560**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Senior Citizen Advocacy, to which was referred **SCS SB 630**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Healthcare Facilities, Chairman Schaaf reporting:

Mr. Speaker: Your Special Committee on Healthcare Facilities, to which was referred **HB 1327**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Healthcare Facilities, to which was referred **HB 1537**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Healthcare Facilities, to which was referred **SB 648**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SCS SBs 1001, 896 & 761**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Ways and Means, Chairman Sutherland reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SCS SB 614**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SB 629**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SB 678**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SB 766**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1316**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 2 hours debate on Perfection**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1499**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1539**, begs leave to report it has examined the same and recommends that it **Be Returned to the Committee of Origin**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1884**, begs leave to report it has examined the same and recommends that it **Do Pass - Federal Mandate**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1910**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1928**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1939**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1944**, begs leave to report it has examined the same and recommends that it **Do Pass, with a time limit of 5 hours debate on Perfection**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 2008, 1901, 1218 & 1062**, begs leave to report it has examined the same and recommends that it **Be Returned to the Committee of Origin**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SCR 25**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 561**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 589**, entitled:

An act to repeal sections 478.387, 478.463, 478.513, 478.705, and 478.710, RSMo, and to enact in lieu thereof six new sections relating to the judicial circuits.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 596**, entitled:

An act to repeal sections 475.010 and 475.045, RSMo, and to enact in lieu thereof three new sections relating to standby guardianship of minors.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 613, 1030 & 899**, entitled:

An act to repeal sections 407.1095, 407.1098, 407.1101, 407.1104, and 570.223, RSMo, and to enact in lieu thereof eight new sections relating to telephone communication, with penalty provisions and an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 643**, entitled:

An act to amend chapter 262, RSMo, by adding thereto one new section relating to the state fair escrow fund.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 646**, entitled:

An act to amend chapter 204, RSMo, by adding thereto thirty-four new sections relating to reorganized common sewer districts, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 689**, entitled:

An act to repeal sections 105.466, 105.470, 105.473, 105.473, 105.485, 105.487, 105.489, 105.492, 105.957, 105.961, 105.963, 105.971, 105.973, 130.011, 130.021, 130.036, 130.041, 130.046, 130.049, 130.050, and 130.057, RSMo, and to enact in lieu thereof twenty new sections relating to ethics, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 690**, entitled:

An act to repeal sections 210.145 and 210.183, RSMo, and to enact in lieu thereof two new sections relating to a child abuse or neglect investigation involving the death of a child.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 696**, entitled:

An act to repeal sections 144.030 and 144.062, RSMo, and to enact in lieu thereof two new sections relating to sales tax exemptions for transportation.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 718**, entitled:

An act to repeal sections 8.420, 100.265, and 100.281, RSMo, and to enact in lieu thereof four new sections relating to the issuance of state loans.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 780**, entitled:

An act to repeal section 386.700, RSMo, and to enact in lieu thereof three new sections relating to the public counsel.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 798**, entitled:

An act to repeal sections 327.011, 327.111, 327.181, 327.201, 327.291, 327.441, 327.633, and 621.045, RSMo, and to enact in lieu thereof seven new sections relating to architects, professional engineers, and land surveyors, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 825**, entitled:

An act to amend chapter 70, RSMo, by adding thereto six new sections relating to the Kansas and Missouri Regional Investment District Compact.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SRB 848**, entitled:

An act to repeal sections 21.435, 21.770, 28.163, 32.051, 32.380, 32.382, 42.160, 58.755, 72.424, 82.460, 82.1050, 94.580, 103.081, 105.268, 115.177, 128.345, 128.346, 128.350, 128.352, 128.354, 128.356, 128.358, 128.360, 128.362, 128.364, 128.366, 135.095, 137.423, 138.236, 140.015, 143.122, 143.172, 143.1010, 143.1011, 143.1012, 144.030, 144.036, 144.041, 160.510, 161.205, 161.655, 169.710, 171.033, 191.938, 197.121, 198.014, 198.540, 205.380, 205.390, 205.400, 205.410, 205.420, 205.430, 205.440, 205.450, 205.900, 208.177, 208.307, 208.574, 210.879, 210.930, 277.200, 277.201, 277.202, 277.206, 277.209, 277.212, 277.215, 292.260, 292.270, 292.550, 302.295, 313.300, 313.301, 319.022, 319.023, 351.025, 354.065, 376.530, 376.550, 388.650, 400.9-629, 415.430, 417.066, 442.050, 516.060, 516.065, 537.040, 600.094, 620.528, 620.1310, 632.484, 644.102, 650.216, and 701.040, RSMo, and to enact in lieu thereof twelve new sections for the sole purpose of repealing expired, sunset, terminated, and ineffective provisions of law.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 892**, entitled:

An act to repeal sections 143.471, 301.215, 306.435, 361.711, 361.715, 362.275, 362.445, 408.555, and 700.385, RSMo, and to enact in lieu thereto twelve new sections relating to financial institutions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 894**, entitled:

An act to repeal section 163.021, RSMo, and to enact in lieu thereof one new section relating to school districts providing an adequate education to students.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 901**, entitled:

An act to amend chapter 191, RSMo, by adding thereto one new section relating to the joint committee on health, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1064**, entitled:

An act to repeal sections 226.530 and 226.580, RSMo, and to enact in lieu thereof two new sections relating to outdoor advertising.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 1066**, entitled:

An act to repeal section 392.245, RSMo, and to enact in lieu thereof one new section relating to telecommunications companies.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGE

The Speaker submitted the following Committee change:

Representative Schad has been appointed Vice-Chair of the Elementary and Secondary Education Committee.

WITHDRAWAL OF HOUSE BILL

April 6, 2006

Chief Clerk
Steve Davis

Mr. Davis:

I request to withdraw **House Bill No. 2067**.

Sincerely,

/s/ Brian Munzlinger
Representative

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 4:00 p.m., Monday, April 10, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Amber Boykins, District 60, hereby state and affirm that my vote as recorded on Pages 886 and 896 of the House Journal for April 5, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 6th day of April 2006.

/s/ Amber Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 6th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, April 11, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: HB 1890, HB 1650, SB 1017, SCS SB 1008

BUDGET

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow. Tax credit presentation.

Public hearing to be held on: HB 1021

BUDGET

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow. Tax credit presentation.

Public hearing to be held on: HB 1021

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: SCS SB 870, SCS#2 SB 1003

Executive session will be held on: SB 612, SB 712, SB 881

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 11, 2006, Hearing Room 1 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HB 1298, HB 1497, SB 977, SCS SB 1221

ELEMENTARY AND SECONDARY EDUCATION

Monday, April 10, 2006, Hearing Room 4 upon evening adjournment.

Executive session. Committee will meet one hour after evening adjournment.

Public hearings to be held on: HB 1385, SCS SB 580, SCS SB 769, SB 1004, SB 1085

HEALTH CARE POLICY

Tuesday, April 11, 2006, 12:00 p.m. Hearing Room 5.

Executive session.

HIGHER EDUCATION

Tuesday, April 11, 2006, 12:00 p.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 1968, SCS SB 1122

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Monday, April 10, 2006, 1:00 p.m. Hearing Room 6.

Appeal of license plate. Discuss future needs of MoDOT.

Executive session may follow.

LOCAL GOVERNMENT

Monday, April 10, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session.

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, April 11, 2006, 8:30 a.m. Hearing Room 6.

Public hearing to be held on: HB 1956

Executive session may be held on: SCS SB 749, SB 819, SB 828, SCS SB 934,

SCS SB 756, SB 1057, SB 1124

RETIREMENT

Tuesday, April 11, 2006, House Chamber side gallery upon morning recess.

Executive session may follow.

Public hearing to be held on: SB 871

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, April 11, 2006, 8:00 a.m. House Lounge.

Executive session may follow.

Public hearings to be held on: HCR 37, HCS HJR 48, HB 1536, HB 1885, HB 1864, HCS HB 1347, HCS HB 1036, HCS HB 1607, HCS SB 809, SB 863, SCS SB 802, HCS SB 947, SB 936, SB 766, SB 559, HCS SB 981, SB 648, SB 678, HCS SB 629, SCS SB 630, SCS SB 751, HCS SCS SB 614, SB 933, HCS SCS SB 932

SMALL BUSINESS

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearing to be held on: SB 1020

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 2007, SCS SB 925, SB 1165

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Monday, April 10, 2006, Hearing Room 5 upon afternoon adjournment.

Possible Executive session.

Public hearing to be held on: SB 1155

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 7.

Possible Executive session.

Public hearings to be held on: HB 1778, SB 980

TRANSPORTATION

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: SCS SB 1059, SCS SB 1048, SB 990, SB 952, SB 931, SCS SB 747, SB 697, SB 1139, SB 1039

VETERANS

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: SCS SB 1026, SCS SB 1060, SB 1189

WAYS AND MEANS

Tuesday, April 11, 2006, House Chamber side gallery upon morning recess.

Executive session may follow.

Public hearings to be held on: SB 805, SB 1056

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Monday, April 10, 2006, House Chamber side gallery upon afternoon adjournment.

Executive session only.

HOUSE CALENDAR

FIFTY-THIRD DAY, MONDAY, APRIL 10, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 43 - Dethrow

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1065 - Tilley
- 5 HB 1071 - Phillips
- 6 HB 1865 - Bearden
- 7 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 8 HCS HB 1482 - Jackson
- 9 HB 1619 - Sutherland
- 10 HCS HB 1620 - Sutherland
- 11 HCS HB 1141 - Jackson
- 12 HCS HB 1837 - Yates
- 13 HCS HB 1441 - Sutherland
- 14 HCS HB 1534 - Lembke
- 15 HCS HB 1080 - Schaaf
- 16 HCS HB 1092 - Sater
- 17 HCS HB 1322 - Lipke
- 18 HCS HB 1487 - Parker
- 19 HCS HB 1581 - Jetton
- 20 HB 1905 - Jetton
- 21 HCS HB 1660 & 1269 - Behnen
- 22 HCS HB 1677 - Ervin
- 23 HCS HB 1726 - Johnson (47)
- 24 HCS HB 1767 - Bruns
- 25 HCS HB 1155 - Yates
- 26 HCS HB 1194 - Cunningham (86)
- 27 HCS HB 1162 - Deeken
- 28 HB 1728 - Rector
- 29 HCS HB 1137 - Darrough
- 30 HCS HB 1873 - Lembke
- 31 HB 1412 - Portwood

HOUSE BILLS FOR PERFECTION - INFORMAL

- | | | |
|---|--|------------------------------------|
| 1 | HCS HB 1783 & 1479 - Bearden | (3 hours debate on Perfection) |
| 2 | HCS HB 1305, as amended - Smith (118) | |
| 3 | HCS HB 1075, as amended - Davis | (150 minutes debate on Perfection) |
| 4 | HCS HB 1045, 1152, 1267 & 1634, as amended - Wells | |

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1884 - Behnen

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 41, (4-05-06, Page 907) - Sutherland

HOUSE BILLS FOR THIRD READING

- | | |
|---|--|
| 1 | HCS HB 1485, (Fiscal Review 4-05-06) - Icet |
| 2 | HCS HB 1698, 1236, 995, 1362 & 1290, (Fiscal Review 4-05-06) - Lipke |

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HB 1522 - Sander

SENATE BILLS FOR SECOND READING

- | | |
|----|----------------------------|
| 1 | SB 589 |
| 2 | SS SB 596 |
| 3 | SS SCS SBs 613, 1030 & 899 |
| 4 | SB 643 |
| 5 | SCS SB 646 |
| 6 | SB 689 |
| 7 | SCS SB 690 |
| 8 | SS SB 696 |
| 9 | SS SCS SB 718 |
| 10 | SB 780 |
| 11 | SCS SB 798 |
| 12 | SS SCS SB 825 |
| 13 | SS SCS SB 892 |
| 14 | SS SCS SB 894 |
| 15 | SB 901 |
| 16 | SCS SB 1064 |
| 17 | SS SB 1066 |
| 18 | SCS SRB 848 |

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 10, (4-05-06, Page 905) - Zweifel
- 2 HCR 18, (4-05-06, Page 906) - Kuessner
- 3 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)

SENATE BILL FOR THIRD READING - CONSENT

(4/06/06)

SCS SBs 701 & 948 - Jackson

SENATE BILL FOR THIRD READING

SB 645 - Richard

SENATE CONCURRENT RESOLUTION

SCS SCR 21, (1-24-06, Pages 115-116) - Ervin

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FIFTY-THIRD DAY, MONDAY, APRIL 10, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Unto You, O God, we lift up our eyes, unto You Who rules from on high. Have mercy on us, O Lord, have mercy on us, for we are sometimes overwhelmed by the weariness of our schedules, travels, meetings, decisions and the like.

As we begin this week's work, help us to guard our words. May our words and our thoughts be pleasing to You, Lord, because You are our mighty Rock and our Protector.

Grant us calm in the face of confusion, peace in the heat of debates, and consolation after the day's final gavel.

Thank You Lord for protecting us from all danger; for keeping us safe. May You continually keep watch over us as we come and go, both now and throughout the remainder of this session.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-second day was approved as printed.

HOUSE RESOLUTION

Representative Portwood offered House Resolution No. 2074.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2072 - Representative Moore
House Resolution No. 2073 - Representative Scharnhorst
House Resolution No. 2075 - Representative St. Onge
House Resolution No. 2076
and
House Resolution No. 2077 - Representative Weter
House Resolution No. 2078 - Representative Whorton
House Resolution No. 2079
through
House Resolution No. 2086 - Representative Wasson
House Resolution No. 2087 - Representative Bean

House Resolution No. 2088 - Representative Hoskins
House Resolution No. 2089 - Representative Cunningham (145)
House Resolution No. 2090
and
House Resolution No. 2091 - Representative Nance
House Resolution No. 2092 - Representative Deeken
House Resolution No. 2093
through
House Resolution No. 2099 - Representative Page
House Resolution No. 2100 - Representative Wood
House Resolution No. 2101 - Representative Jolly
House Resolution No. 2102 - Representative Cunningham (145)

SECOND READING OF SENATE BILLS

SB 589, SS SB 596, SS SCS SBs 613, 1030 & 899, SB 643, SCS SB 646, SB 689, SCS SB 690, SS SB 696, SS SCS SB 718, SB 780, SCS SB 798, SS SCS SB 825, SS SCS SB 892, SS SCS SB 894, SB 901, SCS SB 1064, SS SB 1066 and SCS SRB 848 were read the second time.

SUPPLEMENTAL CALENDAR

APRIL 10, 2006

HOUSE BILLS FOR PERFECTION

1	HCS HB 1944 - Hobbs	(5 hours debate on Perfection)
2	HCS HB 1316 - Lipke	(2 hours debate on Perfection)
3	HB 1499 - May	
4	HB 1910 - Fisher	
5	HCS HB 1928 - Ervin	
6	HCS HB 1939 - Hunter	

SENATE CONCURRENT RESOLUTION

SCS SCR 25, (2-16-06, Pages 273-274) - Dixon

SENATE BILL FOR THIRD READING - CONSENT

(4-10-06)

SB 561 - Dempsey

PERFECTION OF HOUSE BILL - INFORMAL

HCS HB 1305, as amended, relating to public employee retirement systems, was taken up by Representative Smith (118).

Representative Schlottach offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1305, Page 2, Section 70.615, by inserting after all of said section the following:

“104.040. 1. Any member shall be entitled to creditable prior service within the meaning of sections 104.010 to 104.270 for all service in the United States Army, Navy, or other armed services of the United States, or any women's auxiliary thereof in time of active armed warfare, if such member was a state employee immediately prior to his or her entry into the armed services and became an employee of the state within ninety days after termination of such service by an honorable discharge or release to inactive status; the requirement of section 104.010 of duties during not less than one thousand hours for status as an "employee" shall not apply to persons who apply for creditable prior service pursuant to the provisions of this section.

2. Any member of the system who served as an employee prior to the original effective date of sections 104.010 to 104.270, but was not an employee on that date, shall be entitled to creditable prior service that such member would have been entitled to had such member become a member of the retirement system on the date of its inception if such member has, or hereafter attains, one year of continuous membership service.

3. Any employee who completes one continuous year of creditable service in the system shall receive credit for service with a state department, if such service has not otherwise been credited.

4. Any member who had served in the armed forces of the United States prior to becoming a member, or who is otherwise ineligible pursuant to subsection 1 of this section or other provisions of this chapter, and who became a member after his or her discharge under honorable conditions may elect, prior to retirement, to purchase all of his or her creditable prior service equivalent to such service in the armed forces, but not to exceed four years, if the member is not receiving and is not eligible to receive retirement credits or benefits from any other public or private retirement plan for the service to be purchased, and an affidavit so stating shall be filed by the member with the retirement system. However, if the member is eligible to receive retirement credits in a United States military service retirement system, the member shall be permitted to purchase creditable prior service equivalent to his or her service in the armed services, but not to exceed four years, any other provision of law to the contrary notwithstanding. The purchase shall be effected by the member's paying to the retirement system an amount equal to what would have been contributed by the state in his or her behalf had the member been a member for the period for which the member is electing to purchase credit and had his or her compensation during such period of membership been the same as the annual salary rate at which the member was initially employed as a member, with the calculations based on the contribution rate in effect on the date of his or her employment with simple interest calculated from date of employment from which the member could first receive creditable service to the date of election pursuant to this subsection. The payment shall be made over a period of not longer than two years, measured from the date of election, and with simple interest on the unpaid balance. Payments made for such creditable prior service pursuant to this subsection shall be treated by the retirement system as would contributions made by the state and shall not be subject to any prohibition on member contributions or refund provisions in effect at the time of enactment of this subsection.

5. Any uniformed member of the highway patrol who served as a certified police officer prior to becoming a member may elect, prior to retirement, to purchase all of his or her creditable prior service equivalent to such service in the police force, but not to exceed four years, if he or she is not receiving and is not eligible to receive credits or benefits from any other public or private retirement plan for the service to be purchased, and an affidavit so stating shall be filed by the member with the retirement system. The purchase shall be effected by the member's paying to the retirement system an amount equal to what would have been contributed by the state in his or her behalf had he or she been a member of the system for the period for which the member is electing to purchase credit and had his compensation during such period been the same as the annual salary rate at which the member was initially employed as a member, with the calculations based on the contribution rate in effect on the date of his or her employment with simple interest calculated from the date of employment from which the member could first receive creditable service to the date of election pursuant to the provisions of this section. The payment shall be made over a period of not longer than two years, measured from the date of election, and with simple interest on the unpaid balance. Payments made for such creditable prior service pursuant to the provisions of this section shall be treated by the retirement system as would contributions made by the state and shall not be subject to any prohibition on member contributions or refund provisions in effect at the time of enactment of this section.

6. Any [uniformed] member of the [highway patrol] **system under section 104.030 or section 104.170 who is an active employee and** who served as a nonfederal full-time public employee in this state prior to becoming a

member may elect, prior to retirement, to purchase all of his or her creditable prior service equivalent to such service, but not to exceed four years, if he or she is not receiving and is not eligible to receive credits or benefits from any other public plan for the service to be purchased[, and an affidavit so stating shall be filed by the member with the retirement system]. The purchase shall be effected by the member's paying to the retirement system an amount equal to what would have been contributed by the state in his or her behalf had he or she been a member of the system for the period for which the member is electing to purchase credit and had his compensation during such period been the same as the annual salary rate at which the member was initially employed as a member, with the calculations based on the contribution rate in effect on the date of his or her employment with simple interest calculated from the date of employment from which the member could first receive creditable service to the date of election pursuant to the provisions of this section. The payment shall be made over a period of not longer than two years, measured from the date of election, and with simple interest on the unpaid balance. Payments made for such creditable prior service pursuant to the provisions of this section shall be treated by the retirement system as would contributions made by the state and shall not be subject to any prohibition on member contributions or refund provisions in effect at the time of enactment of this section. **All purchase payments under this subsection shall be completed prior to retirement or prior to termination of employment. If a member who purchased creditable service under this subsection dies prior to retirement, the surviving spouse may, upon written request, receive a refund of the amount contributed for such purchase of such creditable service, provided the surviving spouse is not entitled to survivorship benefits payable under section 104.110 or who are entitled to a deferred annuity under section 104.035 are not eligible to purchase service under this subsection.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schlottach, **House Amendment No. 2** was adopted.

Representative Lembke offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1305, Section 70.615, Page 1, Line 1, by inserting before all of said section the following:

"32.040. The board of public buildings shall provide the director of revenue and the department of revenue with suitable quarters in the City of Jefferson. The director of revenue shall establish and maintain permanent branch offices in the [cities of St. Louis and] **city of Kansas City**, and may select additional places in the state for special full-time or temporary offices."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lembke, **House Amendment No. 3** was adopted.

Representative Lampe offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1305, Page 5, Section 105.684, Line 30, by inserting after all of said line the following:

"169.030. 1. The funds required for the operation of the retirement system created by sections 169.010 to 169.141 shall come from contributions made in equal amounts by members of the system and their employers, except as provided for certain members and employers by section 104.342, RSMo, and from such interest as may be derived from the investment of any part of such contributions. All contributions shall be transmitted to the board of trustees by employers in such manner and at such time as the board by rule shall require.

2. For each school year following the date on which the system becomes operative, each and every employer of one or more persons who are members of the system shall transmit to the board of trustees, in the manner and

accompanied by such supporting data as the board shall prescribe, twice the amount that is deductible from the pay of such employee or employees during the school year. Failure or refusal to transmit such amount as required shall render the person or persons responsible therefor individually liable for twice the amount so withheld. Suits for the recovery of amounts for which individuals are thus rendered liable shall be instituted and prosecuted by the board of trustees in the name of the retirement system. In addition to such civil penalty, and not in lieu thereof, any person or persons made responsible for the payment of contributions who shall willfully and knowingly fail or refuse to transmit such contributions or any part thereof to the board of trustees shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than twenty-five dollars and not more than two hundred dollars, and each day such person or persons shall so fail or refuse to transmit such contributions shall be deemed a separate offense.

3. The contributions of members of the retirement system shall be collected by their employers through appropriate deductions from paychecks, except as provided for certain members and employers by section 104.342, RSMo. The total amount deducted from the paychecks of members during any school year shall equal such a percent of their salary rates as may be required by the contribution rate then in effect. Contributions transmitted to the retirement system before February 20, 1996, based on salary rates which either included or excluded employer-paid medical benefits for members, shall be deemed to have been in compliance with this section. The retirement system shall not refund or adjust contributions or adjust benefit determinations with respect to any period before February 20, 1996, solely because of the treatment of employer-paid medical benefits for members. Effective December 31, 1995, compensation in excess of the limitations set forth in Section 401(a)(17) of Title 26 of the United States Code shall be disregarded for purposes of determining contributions under this section and calculating benefits paid by the public school retirement system of Missouri. The limitation on compensation for eligible employees shall not be less than the amount which was allowed to be taken into account under the system as in effect on July 1, 1993. For this purpose, an "eligible employee" is an individual who was a member of the system before July 1, 1996.

4. The board of trustees shall fix and certify to the employers the level rate of contribution subject to the following:

(1) The level rate of contribution for a fiscal year shall not exceed the level rate of contribution for the prior fiscal year by more than one-half percent;

(2) The board shall fix and certify to the employers the rate of contribution for a fiscal year no later than six months prior to the date such rate is to be effective;

(3) The board shall fix and certify to the employers the rate of contribution for a fiscal year based on an actuarial valuation of the system as of a date not earlier than the last day of the second prior fiscal year. Such actuarial valuation of the system shall be performed using processes and actuarial assumptions that are in accordance with actuarial standards of practice in effect at the time the valuation is performed, as promulgated by the actuarial standards board or its successor; provided that such actuarial valuation shall be based on the entry age normal actuarial cost method and an asset valuation method based on the market value of system assets that may provide for smoothing of investment gains and losses, and, further, that the level rate of contribution shall be the total of the normal cost rate and a rate which shall amortize the unfunded actuarial accrued liability over a period that shall not exceed thirty years from the date of the valuation, subject to the limitations of this subsection; and

(4) Not less than once every ten years the board shall have an actuary, other than the actuary performing the actuarial valuation pursuant to this section, review such actuarial valuation and perform an additional valuation of the system.

5. Regardless of the provisions of any law governing compensation and contracts, every teacher or employee shall be deemed to consent and agree to the deductions provided herein. Payment of salary or compensation less such deduction shall be a full and complete discharge of all salary or compensation claims and demands during the period covered by such payment, except as to the benefits provided under sections 169.010 to 169.141.

[6. Notwithstanding any other provision of sections 169.010 to 169.141 to the contrary, no legislation shall be enacted after July 1, 2003, that increases benefits provided to members or retirees of the public school retirement system of Missouri above that which may be funded using a rate of contribution of ten and one-half percent as determined using an actuarial valuation as provided in subsection 4 of this section; provided that, notwithstanding the provision of this subsection, legislation may be enacted after July 1, 2003, that provides for an extension of time within which a member may make an election pursuant to subdivisions (3) to (8) of subsection 1 of section 169.070.]

169.070. 1. The retirement allowance of a member whose age at retirement is sixty years or more and whose creditable service is five years or more, or whose sum of age and creditable service equals eighty years or more, or who has attained age fifty-five and whose creditable service is twenty-five years or more or whose creditable service is thirty years or more regardless of age, may be the sum of the following items, not to exceed one hundred percent of the member's final average salary:

- (1) Two and five-tenths percent of the member's final average salary for each year of membership service;
- (2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years.

In lieu of the retirement allowance otherwise provided in subdivisions (1) and (2) of this subsection, a member may elect to receive a retirement allowance of:

- (3) Between July 1, 1998, and July 1, 2008, two and four-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-nine years or more but less than thirty years, and the member has not attained age fifty-five;
- (4) Between July 1, 1998, and July 1, 2008, two and thirty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-eight years or more but less than twenty-nine years, and the member has not attained age fifty-five;
- (5) Between July 1, 1998, and July 1, 2008, two and three-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-seven years or more but less than twenty-eight years, and the member has not attained age fifty-five;
- (6) Between July 1, 1998, and July 1, 2008, two and twenty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-six years or more but less than twenty-seven years, and the member has not attained age fifty-five;
- (7) Between July 1, 1998, and July 1, 2008, two and two-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-five years or more but less than twenty-six years, and the member has not attained age fifty-five;
- (8) Between July 1, 2001, and July 1, 2008, two and fifty-five hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is thirty-one years or more regardless of age.

2. In lieu of the retirement allowance provided in subsection 1 of this section, a member whose age is sixty years or more on September 28, 1975, may elect to have the member's retirement allowance calculated as a sum of the following items:

- (1) Sixty cents plus one and five-tenths percent of the member's final average salary for each year of membership service;
- (2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years;
- (3) Three-fourths of one percent of the sum of subdivisions (1) and (2) of this subsection for each month of attained age in excess of sixty years but not in excess of age sixty-five.

3. (1) In lieu of the retirement allowance provided either in subsection 1 or 2 of this section, collectively called "option 1", a member whose creditable service is twenty-five years or more or who has attained the age of fifty-five with five or more years of creditable service may elect in the member's application for retirement to receive the actuarial equivalent of the member's retirement allowance in reduced monthly payments for life during retirement with the provision that:

Option 2. Upon the member's death the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member as the member shall have nominated in the member's election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the retired member elected option 1;

OR

Option 3. Upon the death of the member three-fourths of the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the member elected option 1;

OR

Option 4. Upon the death of the member one-half of the reduced retirement allowance shall be continued throughout the life of, and paid to, such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance shall be increased to the amount the retired member would be receiving had the member elected option 1;

OR

Option 5. Upon the death of the member prior to the member having received one hundred twenty monthly payments of the member's reduced allowance, the remainder of the one hundred twenty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the one hundred twenty monthly payments, the total of the remainder of such one hundred twenty monthly payments shall be paid to the estate of the last person to receive a monthly allowance. If the total of the one hundred twenty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum;

OR

Option 6. Upon the death of the member prior to the member having received sixty monthly payments of the member's reduced allowance, the remainder of the sixty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the sixty monthly payments, the total of the remainder of such sixty monthly payments shall be paid to the estate of the last person to receive a monthly allowance. If the total of the sixty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum.

(2) The election of an option may be made only in the application for retirement and such application must be filed prior to the date on which the retirement of the member is to be effective. If either the member or the person nominated to receive the survivorship payments dies before the effective date of retirement, the option shall not be effective, provided that:

(a) If the member or a person retired on disability retirement dies after acquiring twenty-five or more years of creditable service or after attaining the age of fifty-five years and acquiring five or more years of creditable service and before retirement, except retirement with disability benefits, and the person named by the member as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either survivorship benefits under option 2 or a payment of the accumulated contributions of the member. If survivorship benefits under option 2 are elected and the member at the time of death would have been eligible to receive an actuarial equivalent of the member's retirement allowance, the designated beneficiary may further elect to defer the option 2 payments until the date the member would have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section;

(b) If the member or a person retired on disability retirement dies before attaining age fifty-five but after acquiring five but fewer than twenty-five years of creditable service, and the person named as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either a payment of the member's accumulated contributions, or survivorship benefits under option 2 to begin on the date the member would first have been eligible to receive an actuarial equivalent of the member's retirement allowance, or to begin on the date the member would first have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section.

4. If the total of the retirement or disability allowance paid to an individual before the death of the individual is less than the accumulated contributions at the time of retirement, the difference shall be paid to the beneficiary of the individual, or to the (1) surviving spouse, (2) surviving children in equal shares, (3) surviving parents in equal shares, or (4) estate of the individual in that order of precedence. If an optional benefit as provided in option 2, 3 or 4 in subsection 3 of this section had been elected, and the beneficiary dies after receiving the optional benefit, and if the total retirement allowance paid to the retired individual and the beneficiary of the retired individual is less than the total of the contributions, the difference shall be paid to the (1) surviving spouse, (2) surviving children in equal shares, (3) surviving parents in equal shares, or (4) estate of the beneficiary, in that order of precedence, unless the retired individual designates a different recipient with the board at or after retirement.

5. If a member dies before receiving a retirement allowance, the member's accumulated contributions at the time of the death of the member shall be paid to the beneficiary of the member or, if there is no beneficiary, to the (1) surviving spouse, (2) surviving children in equal shares, (3) surviving parents in equal shares, or (4) to the estate of the member in that order of precedence; except that, no such payment shall be made if the beneficiary elects option 2 in subsection 3 of this section, unless the beneficiary dies before having received benefits pursuant to that subsection equal to the accumulated contributions of the member, in which case the amount of accumulated contributions in excess of the total benefits paid pursuant to that subsection shall be paid to the (1) surviving spouse, (2) surviving children in equal shares, (3) surviving parents in equal shares, or (4) estate of the beneficiary, in that order of precedence.

6. If a member ceases to be a public school employee as herein defined and certifies to the board of trustees that such cessation is permanent, or if the membership of the person is otherwise terminated, the member shall be paid the member's accumulated contributions with interest.

7. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, if a member ceases to be a public school employee after acquiring five or more years of membership service in Missouri, the member may at the option of the member leave the member's contributions with the retirement system and claim a retirement allowance any time after reaching the minimum age for voluntary retirement. When the member's claim is presented to the board, the member shall be granted an allowance as provided in sections 169.010 to 169.141 on the basis of the member's age, years of service, and the provisions of the law in effect at the time the member requests the member's retirement to become effective.

8. The retirement allowance of a member retired because of disability shall be nine-tenths of the allowance to which the member's creditable service would entitle the member if the member's age were sixty, or fifty percent of one-twelfth of the annual salary rate used in determining the member's contributions during the last school year for which the member received a year of creditable service immediately prior to the member's disability, whichever is greater, except that no such allowance shall exceed the retirement allowance to which the member would have been entitled upon retirement at age sixty if the member had continued to teach from the date of disability until age sixty at the same salary rate.

9. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, from October 13, 1961, the contribution rate pursuant to sections 169.010 to 169.141 shall be multiplied by the factor of two-thirds for any member of the system for whom federal Old Age and Survivors Insurance tax is paid from state or local tax funds on account of the member's employment entitling the person to membership in the system. The monetary benefits for a member who elected not to exercise an option to pay into the system a retroactive contribution of four percent on that part of the member's annual salary rate which was in excess of four thousand eight hundred dollars but not in excess of eight thousand four hundred dollars for each year of employment in a position covered by this system between July 1, 1957, and July 1, 1961, as provided in subsection 10 of this section as it appears in RSMo, 1969, shall be the sum of:

(1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;

(2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;

(3) For years of membership service after July 1, 1957, and prior to July 1, 1961, the benefits provided in this section as it appears in RSMo, 1959; except that if the member has at least thirty years of creditable service at retirement the member shall receive the benefit payable pursuant to that section as though the member's age were sixty-five at retirement;

(4) For years of membership service after July 1, 1961, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

10. The monetary benefits for each other member for whom federal Old Age and Survivors Insurance tax is or was paid at any time from state or local funds on account of the member's employment entitling the member to membership in the system shall be the sum of:

(1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;

(2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;

(3) For years of membership service after July 1, 1957, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

11. Any retired member of the system who was retired prior to September 1, 1972, or beneficiary receiving payments under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 1, 1972, will be eligible to receive an increase in the retirement allowance of the member of two percent for each year, or major fraction of more than one-half of a year, which the retired member has been retired prior to July 1, 1975. This increased amount shall be payable commencing with January, 1976, and shall thereafter be referred to as the member's retirement allowance. The increase provided for in this subsection shall not affect the retired member's eligibility for compensation provided for in section 169.580 or 169.585, nor shall the amount being paid pursuant to these sections be reduced because of any increases provided for in this section.

12. If the board of trustees determines that the cost of living, as measured by generally accepted standards, increases two percent or more in the preceding fiscal year, the board shall increase the retirement allowances which the retired members or beneficiaries are receiving by two percent of the amount being received by the retired member or the beneficiary at the time the annual increase is granted by the board with the provision that the increases provided for

in this subsection shall not become effective until the fourth January first following the member's retirement or January 1, 1977, whichever later occurs, or in the case of any member retiring on or after July 1, 2000, the increase provided for in this subsection shall not become effective until the third January first following the member's retirement, or in the case of any member retiring on or after July 1, 2001, the increase provided for in this subsection shall not become effective until the second January first following the member's retirement. Commencing with January 1, 1992, if the board of trustees determines that the cost of living has increased five percent or more in the preceding fiscal year, the board shall increase the retirement allowances by five percent. The total of the increases granted to a retired member or the beneficiary after December 31, 1976, may not exceed [eighty] **ninety** percent of the retirement allowance established at retirement or as previously adjusted by other subsections. If the cost of living increases less than five percent, the board of trustees may determine the percentage of increase to be made in retirement allowances, but at no time can the increase exceed five percent per year. If the cost of living decreases in a fiscal year, there will be no increase in allowances for retired members on the following January first.

13. The board of trustees may reduce the amounts which have been granted as increases to a member pursuant to subsection 12 of this section if the cost of living, as determined by the board and as measured by generally accepted standards, is less than the cost of living was at the time of the first increase granted to the member; except that, the reductions shall not exceed the amount of increases which have been made to the member's allowance after December 31, 1976.

14. Any application for retirement shall include a sworn statement by the member certifying that the spouse of the member at the time the application was completed was aware of the application and the plan of retirement elected in the application.

15. Notwithstanding any other provision of law, any person retired prior to September 28, 1983, who is receiving a reduced retirement allowance under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 28, 1983, and whose beneficiary nominated to receive continued retirement allowance payments under the elected option dies or has died, shall upon application to the board of trustees have his or her retirement allowance increased to the amount he or she would have been receiving had the option not been elected, actuarially adjusted to recognize any excessive benefits which would have been paid to him or her up to the time of application.

16. Benefits paid pursuant to the provisions of the public school retirement system of Missouri shall not exceed the limitations of Section 415 of Title 26 of the United States Code except as provided pursuant to this subsection. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan pursuant to Section 415(m) of Title 26 of the United States Code. Such plan shall be created solely for the purpose described in Section 415(m)(3)(A) of Title 26 of the United States Code. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

17. Notwithstanding any other provision of law to the contrary, any person retired before, on, or after May 26, 1994, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive an amount based on the person's years of service so that the total amount received pursuant to sections 169.010 to 169.141 shall be at least the minimum amounts specified in subdivisions (1) to (4) of this subsection. In determining the minimum amount to be received, the amounts in subdivisions (3) and (4) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance. In determining the minimum amount to be received, beginning September 1, 1996, the amounts in subdivisions (1) and (2) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance due to election of an optional form of retirement having a continued monthly payment after the person's death. Notwithstanding any other provision of law to the contrary, no person retired before, on, or after May 26, 1994, and no beneficiary of such a person, shall receive a retirement benefit pursuant to sections 169.010 to 169.141 based on the person's years of service less than the following amounts:

- (1) Thirty or more years of service, one thousand two hundred dollars;
- (2) At least twenty-five years but less than thirty years, one thousand dollars;
- (3) At least twenty years but less than twenty-five years, eight hundred dollars;
- (4) At least fifteen years but less than twenty years, six hundred dollars.

18. Notwithstanding any other provisions of law to the contrary, any person retired prior to May 26, 1994, and any designated beneficiary of such a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement or aging and upon request shall give written or oral opinions to the board in response to such requests. Beginning September 1, 1996, as compensation for such service, the member shall have added, pursuant to this subsection, to the member's monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars

multiplied by the member's number of years of creditable service. Beginning September 1, 1999, the designated beneficiary of the deceased member shall as compensation for such service have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. The total compensation provided by this section including the compensation provided by this subsection shall be used in calculating any future cost-of-living adjustments provided by subsection 12 of this section.

19. Any member who has retired prior to July 1, 1998, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive a payment equivalent to eight and seven-tenths percent of the previous month's benefit, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 12 and 13 of this section for the purposes of the limit on the total amount of increases which may be received.

20. Any member who has retired shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such request. As compensation for such duties, the beneficiary of the retired member, or, if there is no beneficiary, the (1) surviving spouse, (2) surviving children in equal shares, (3) surviving parents in equal shares, or (4) estate of the retired member, in that order of precedence, shall receive as a part of compensation for these duties a death benefit of five thousand dollars. **Notwithstanding any provision of law, the five thousand dollars received under this subsection shall not be subject to taxation.**

21. Any member who has retired prior to July 1, 1999, and the designated beneficiary of a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to five dollars times the member's number of years of creditable service.

22. Any member who has retired prior to July 1, 2000, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a payment equivalent to three and five-tenths percent of the previous month's benefit, which shall be added to the member or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 12 and 13 of this section for the purposes of the limit on the total amount of increases which may be received.

23. Any member who has retired prior to July 1, 2001, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a dollar amount equal to three dollars times the member's number of years of creditable service, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 12 and 13 of this section for the purposes of the limit on the total amount of increases which may be received."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Kuessner offered **House Amendment No. 1 to House Amendment No. 4.**

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for House Bill No. 1305, Page 17, Line 20, by deleting the word "fourth" and inserting in lieu thereof the word "**second**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kuessner, **House Amendment No. 1 to House Amendment No. 4** was adopted.

Representative Lampe moved that **House Amendment No. 4, as amended**, be adopted.

Which motion was defeated by the following vote:

AYES: 066

Baker 25	Bogetto	Boykins	Bringer	Brooks
Brown 50	Burnett	Casey	Chappelle-Nadal	Corcoran
Curls	Dake	Darrough	Daus	Donnelly
Dougherty	Dusenberg	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Johnson 47	Jolly	Kratky
Kraus	Kuessner	LeVota	Liese	Low 39
Lowe 44	McGhee	Meadows	Meiners	Oxford
Page	Parker	Pearce	Portwood	Robinson
Rucker	Salva	Schoemehl	Shoemyer	Silvey
Skaggs	Spreng	Storch	Sutherland	Swinger
Threlkeld	Vogt	Wagner	Walsh	Walton
Wells	Whorton	Wildberger	Witte	Wright 159
Young				

NOES: 076

Baker 123	Behnen	Bivins	Black	Bruns
Chinn	Cooper 155	Cunningham 145	Cunningham 86	Davis
Deeken	Denison	Dethrow	Dixon	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hunter	Jackson
Jones	Kelly	Kingery	Lager	Lembke
Lipke	Loehner	May	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Parson
Phillips	Pollock	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Self	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Tilley	Viebrock	Villa
Wallace	Wasson	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Yaeger	Yates	Zweifel
Mr Speaker				

PRESENT: 004

Aull	Johnson 61	Lampe	Nolte
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ABSENT WITH LEAVE: 017

Avery	Bean	Bearden	Bland	Bowman
Brown 30	Cooper 120	Cooper 158	Day	Dempsey
Hughes	Ice	Johnson 90	Marsh	Roorda
Schneider	Wright-Jones			

On motion of Representative Smith (118), **HCS HB 1305, as amended**, was adopted.

On motion of Representative Smith (118), **HCS HB 1305, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HB 1065, relating to corrections employees compensation, was taken up by Representative Tilley.

Representative Rector assumed the Chair.

Speaker Jetton resumed the Chair.

Representative Robinson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1065, Page 3, Section 217.107, Line 55, by inserting immediately after said line the following;

“0-1	\$3,860 - \$3,920
1-2	\$3,950
2-3	\$3,980
3-4	\$4,010
4-5	\$4,040
5-6	\$4,070
6-7	\$4,100
7-8	\$4,130
8-9	\$4,160
8-10	\$4,190
10+	\$4,220”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Robinson, **House Amendment No. 1** was adopted.

On motion of Representative Tilley, **HB 1065, as amended**, was ordered perfected and printed.

HCS HB 1482, relating to National Guard educational grants, was taken up by Representative Jackson.

On motion of Representative Jackson, **HCS HB 1482** was adopted.

On motion of Representative Jackson, **HCS HB 1482** was ordered perfected and printed.

HCS HB 1092, relating to tax deduction for hybrid vehicles, was taken up by Representative Sater.

Representative Pratt assumed the Chair.

On motion of Representative Sater, **HCS HB 1092** was adopted.

On motion of Representative Sater, **HCS HB 1092** was ordered perfected and printed.

HB 1905, relating to supplemental food stamp assistance, was taken up by Representative Jetton.

On motion of Representative Jetton, **HB 1905** was ordered perfected and printed.

PERFECTION OF HOUSE BILL - INFORMAL

HCS HBs 1045, 1152, 1267 & 1634, as amended, relating to memorial highways and bridges, was taken up by Representative Wells.

Representative Kuessner offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 1045, 1152, 1267 & 1634, Page 2, Section 227.379, Line 5, by inserting after all of said line the following:

"227.345. The portion of interstate 44, **except for the portion of such interstate designated under section 227.379**, located in a county of the third classification without a township form of government and with more than thirty-one thousand but less than thirty-one thousand one hundred inhabitants shall be designated the "Edwin P. Hubble Memorial Highway"."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Kuessner, **House Amendment No. 2** was adopted.

Representative Darrough offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 1045, 1152, 1267 & 1634, Page 2, Section 227.379, Line 5, by inserting after all of said line the following:

"**227.384. The two-mile portion of interstate highway 44 heading east from the U.S. Highway 50 intersection, contained in Franklin County, shall be named the "Trooper Ralph Tatoian Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by the Missouri State Troopers Association.**"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Darrough, **House Amendment No. 3** was adopted.

On motion of Representative Wells, **HCS HBs 1045, 1152, 1267 & 1634, as amended**, was adopted by the following vote:

AYES: 146

Aull	Baker 25	Baker 123	Behnen	Bivins
Black	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett

Casey	Chinn	Chappelle-Nadal	Cooper 155	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Davis	Deeken	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Jackson	Johnson 47
Johnson 61	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Rucker	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 001

Daus

PRESENT: 000

ABSENT WITH LEAVE: 016

Avery	Bean	Bearden	Brown 30	Cooper 120
Cooper 158	Day	Dempsey	Hughes	Icet
Johnson 90	Marsh	Roorda	Salva	Schneider
Wright-Jones				

On motion of Representative Wells, **HCS HBs 1045, 1152, 1267 & 1634, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 1720 - Rules

HR 1782 - Rules

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

- HCR 22** - Transportation
- HCR 24** - Professional Registration and Licensing
- HCR 26** - Children and Families
- HCR 28** - Children and Families
- HCR 32** - Health Care Policy
- HCR 36** - Workforce Development and Workplace Safety
- HCR 38** - Elementary and Secondary Education
- HCR 42** - Elementary and Secondary Education
- HCR 43** - Special Committee on General Laws
- HCR 44** - Agriculture Policy
- HCR 45** - Children and Families
- HCR 46** - Financial Institutions
- HCR 47** - Children and Families
- HCR 48** - Transportation

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 1774** - Ways and Means
- HB 1914** - Retirement
- HB 1915** - Retirement
- HB 1916** - Retirement
- HB 1971** - Crime Prevention and Public Safety
- HB 1989** - Ways and Means
- HB 1996** - Ways and Means
- HB 2009** - Special Committee on General Laws
- HB 2044** - Transportation
- HB 2048** - Local Government
- HB 2090** - Elections
- HB 2092** - Professional Registration and Licensing
- HB 2096** - Ways and Means
- HB 2101** - Utilities
- HB 2104** - Health Care Policy
- HB 2105** - Judiciary
- HB 2111** - Special Committee on Urban Issues
- HB 2140** - Special Committee on Urban Issues
- HB 2141** - Judiciary
- HB 2144** - Judiciary
- HB 2150** - Elementary and Secondary Education

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS#2 SCS SB 583 - Transportation

SS SB 696 - Job Creation and Economic Development

SB 778 - Ways and Means

SS SCS SB 894 - Special Committee on Student Achievement and Finance

SB 901 - Health Care Policy

SB 1002 - Local Government

COMMITTEE REPORTS

Committee on Elections, Chairman May reporting:

Mr. Speaker: Your Committee on Elections, to which was referred **HB 1900**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Elections, to which was referred **SB 818**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Financial Institutions, Chairman Cunningham (145) reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1975**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SB 641**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Health Care Policy, Chairman Cooper (155) reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **SCS SB 765**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

The following member's presence was noted: Cooper (120).

ADJOURNMENT

On motion of Representative Self, the House adjourned until 9:00 a.m., Tuesday, April 11, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, April 11, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: HB 1890, HB 1650, SB 1017, SCS SB 1008

BUDGET

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Tax credit presentation.

Public hearing to be held on: HB 1021

BUDGET

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Tax credit presentation.

Public hearing to be held on: HB 1021

CHILDREN AND FAMILIES

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: SCS SB 878, SB 1197, SB 1206

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: SCS SB 870, SCS#2 SB 1003

Executive session will be held on: SB 612, SB 712, SB 881

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 11, 2006, Hearing Room 1 upon afternoon adjournment.

Executive session may follow. AMENDED

Public hearings to be held on: HB 1298, HB 1497, SB 977, SCS SB 1221, SCS SB 1086

ELECTIONS

Tuesday, April 11, 2006, 6:00 p.m. Hearing Room 5.

Executive session will follow.

Public hearings to be held on: HB 1860, HB 1994, SB 726, SS SCS SB 1254

FISCAL REVIEW

Tuesday, April 11, 2006, Hearing Room 4 upon afternoon adjournment.

Executive session may follow.

Any perfected bills will be heard that come before the committee prior to the hearing.

Public hearings to be held on: HCS HB 1485, HCS HB 1698, 1236, 995, 1362 & 1290

HEALTH CARE POLICY

Tuesday, April 11, 2006, 12:00 p.m. Hearing Room 5.
Executive session. CANCELLED

HIGHER EDUCATION

Tuesday, April 11, 2006, 12:00 p.m. Hearing Room 4.
Executive session may follow.
Public hearings to be held on: HB 1968, SCS SB 1122

JUDICIARY

Tuesday, April 11, 2006, 12:00 p.m. Hearing Room 7.
Executive session may follow.
Public hearings to be held on: SB 785, SB 845, SB 1045, SB 1146, SB 1208

PROFESSIONAL REGISTRATION AND LICENSING

Tuesday, April 11, 2006, 8:30 a.m. Hearing Room 6.
Public hearing to be held on: HB 1956
Executive session may be held on: SCS SB 749, SB 819,
SB 828, SCS SB 934, SCS SB 756, SB 1057, SB 1124

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 12, 2006, 12:00 p.m. Hearing Room 1.
Public hearings to be held on: HB 1956, HB 1823, HB 2050, HB 2118

RETIREMENT

Tuesday, April 11, 2006, House Chamber side gallery upon morning recess.
Executive session may follow.
Public hearing to be held on: SB 871

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 7.
Executive session may follow. AMENDED
Public hearings to be held on: HCR 37, HCS HJR 48, HB 1536, HB 1885, HB 1864,
HCS HB 1347, HCS HB 1036, HCS HB 1607, HCS SB 809, SB 863, SCS SB 802,
HCS SB 947, SB 936, SB 766, SB 559, HCS SB 981, SB 648, SB 678, HCS SB 629,
SCS SB 630, SCS SB 751, HCS SCS SB 614, SB 933, HCS SCS SB 932

SMALL BUSINESS

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 5.
Executive session may follow.
Public hearing to be held on: SB 1020

SPECIAL COMMITTEE ON AGRI-BUSINESS

Tuesday, April 11, 2006, Hearing Room 3. upon afternoon adjournment
Executive session.

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearings to be held on: HB 2007, SCS SB 925, SB 1165

SPECIAL COMMITTEE ON GENERAL LAWS

Wednesday, April 12, 2006, 8:30 a.m. Hearing Room 4.

Executive session may follow. AMENDED

Public hearings to be held on: HJR 55, SB 919, SB 1216

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 7.

Possible Executive session.

Public hearings to be held on: HB 1778, SB 980

TRANSPORTATION

Tuesday, April 11, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: SCS SB 1059, SCS SB 1048,
SB 990, SB 952, SB 931, SCS SB 747, SB 697, SB 1139, SB 1039

TRANSPORTATION

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1640, HB 1772, SS SB 584

UTILITIES

Tuesday, April 11, 2006, House Chamber side gallery upon afternoon adjournment.

Executive session.

VETERANS

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: SCS SB 1026, SCS SB 1060, SB 1189

WAYS AND MEANS

Tuesday, April 11, 2006, House Chamber side gallery upon morning recess.

Executive session may follow.

Public hearings to be held on: SB 805, SB 1056

HOUSE CALENDAR

FIFTY-FOURTH DAY, TUESDAY, APRIL 11, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 43 - Dethrow

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HB 1865 - Bearden
- 6 HCS HBs 1378, 1379, 1391 & 1541 - St. Onge
- 7 HB 1619 - Sutherland
- 8 HCS HB 1620 - Sutherland
- 9 HCS HB 1141 - Jackson
- 10 HCS HB 1837 - Yates
- 11 HCS HB 1441 - Sutherland
- 12 HCS HB 1534 - Lembke
- 13 HCS HB 1080 - Schaaf
- 14 HCS HB 1322 - Lipke
- 15 HCS HB 1487 - Parker
- 16 HCS HB 1581 - Jetton
- 17 HCS HBs 1660 & 1269 - Behnen
- 18 HCS HB 1677 - Ervin
- 19 HCS HB 1726 - Johnson (47)
- 20 HCS HB 1767 - Bruns
- 21 HCS HB 1155 - Yates
- 22 HCS HB 1194 - Cunningham (86)
- 23 HCS HB 1162 - Deeken
- 24 HB 1728 - Rector
- 25 HCS HB 1137 - Darrough
- 26 HCS HB 1873 - Lembke
- 27 HB 1412 - Portwood
- 28 HCS HB 1944 - Hobbs (5 hours debate on Perfection)
- 29 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 30 HB 1499 - May
- 31 HB 1910 - Fisher
- 32 HCS HB 1928 - Ervin
- 33 HCS HB 1939 - Hunter

HOUSE BILLS FOR PERFECTION - INFORMAL

- | | | |
|---|---------------------------------|------------------------------------|
| 1 | HCS HBs 1783 & 1479 - Bearden | (3 hours debate on Perfection) |
| 2 | HCS HB 1075, as amended - Davis | (150 minutes debate on Perfection) |

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1884 - Behnen

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 41, (4-05-06, Page 907) - Sutherland

HOUSE BILLS FOR THIRD READING

- | | |
|---|---|
| 1 | HCS HB 1485, (Fiscal Review 4-05-06) - Icet |
| 2 | HCS HBs 1698, 1236, 995, 1362 & 1290, (Fiscal Review 4-05-06) - Lipke |

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HB 1522 - Sander

HOUSE CONCURRENT RESOLUTIONS

- | | |
|---|---|
| 1 | HCR 10, (4-05-06, Page 905) - Zweifel |
| 2 | HCR 18, (4-05-06, Page 906) - Kuessner |
| 3 | HCR 30, (3-29-06, Pages 753-754) - Wilson (130) |

SENATE BILLS FOR THIRD READING - CONSENT

(4/06/06)

SCS SBs 701 & 948 - Jackson

(4/10/06)

SB 561 - Dempsey

SENATE BILL FOR THIRD READING

SB 645 - Richard

SENATE CONCURRENT RESOLUTIONS

- | | |
|---|--|
| 1 | SCS SCR 21, (1-24-06, Pages 115-116) - Ervin |
| 2 | SCS SCR 25, (2-16-06, Pages 273-274) - Dixon |

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FIFTY-FOURTH DAY, TUESDAY, APRIL 11, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Donald W. Lammers.

Aware that President Bush is coming today, let us pray.

God our Father, all earthly powers must serve You. Guide our President, coming to our State and this city today, to conduct his time among us in righteousness. May the purpose of his visit be fulfilled worthily and well, with honesty and ability.

Always, and today, may he honor and strive to please You. By his efforts may we see the advance of liberty and justice for all. As we pray for our President, so may we carry out our own work of public service. We pray to You, who are our God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Tanner Sublette, Anna Henley, Erin Grant, Sarah Grant and Daniel Grant.

The Journal of the fifty-third day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2103

through

House Resolution No. 2135 - Representative St. Onge

House Resolution No. 2136

and

House Resolution No. 2137 - Representative Fraser

House Resolution No. 2138 - Representative Wallace

House Resolution No. 2139

through

House Resolution No. 2152 - Representative Muschany

PERFECTION OF HOUSE BILLS

HCS HB 1837, relating to malpractice insurance, was taken up by Representative Yates.

Representative Yates offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1837, Section 383.035, Page 3, Line 27, by inserting immediately after the word, “**Sections**” the following, “**383.198 and**”; and

Further amend said section, Page 3, Line 47, by deleting the brackets “[]” around the word “second”; and

Further amend said section, Page 3, Line 47, by deleting the word, “**first**”; and

Further amend said section, Page 3, Line 50, by deleting the brackets “[]” around the words, “other conclusive and”; and

Further amend said bill, Section 383.104, Page 5, Line 1, by inserting immediately after the numeral, “**1.**” the following, “**As used in sections 383.104 and 383.105, the term “health care provider” means physicians and surgeons licensed pursuant to chapter 334 RSMo.**”; and

Further amend said Section 383.104, Page 6, Line 55, by inserting immediately after the word, “**not**” the word, “**be**”; and

Further amend said bill, Section 383.198, Page 9, Line 2, by inserting immediately after the word, “**insurer**” the following, “**, as defined in section 383.300,**”; and

Further amend said section, Page 9, Line 6, by inserting after all of said line the following, “**The provisions of this section do not apply to policies described in section 383.335, RSMo.**”; and

Further amend said section, Page 10, Line 15, by deleting the word, “**Rates**” and inserting in lieu thereof the following, “**To the extent Missouri loss experience is available, rates and projected losses**”; and

Further amend said section, Page 11, Lines 54 through 58, by striking all of said lines; and

Further amend said bill, Section 383.300, Page 11, Line 4, by deleting the word, “**medicine**”; and

Further amend said section, Page 12, Line 11, by deleting all of said line and inserting in lieu thereof the following words, “**(1) Increase an individuals rate charged by more than fifteen**”; and

Further amend said section, Page 12, Line 14, by deleting the words, “**base rate**”; and

Further amend said section, Page 12, Line 14, by inserting immediately after the word, “**insured**” the following, “**or due to a material change in the nature of the insured’s health care practice or individual risk characteristics**”; and

Further amend said bill, Section 383.302, Page 12, Line 4, by deleting the word, “**may**” and inserting in lieu thereof the following word, “**shall**”; and

Further amend said bill, Section 383.306, Page 12, Line 3, by deleting the word, “**median**” and inserting in lieu thereof the word, “**mean**”; and

Further amend said section, Page 12, Lines 4 through 6, by deleting the words, “**having at least a five percent market share of the medical malpractice insurance market as of December thirty-first of the prior year**”; and

Further amend said bill, Section 383.326, Page 14, Lines 1 through 5, by striking all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Page offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1837, Page 1, Section 383.104.4, Line 14, by inserting after said line the following:

"Further amend Lines 54-55, Page 6, by deleting the following after the word “under”:

“subdivision (2) of subsection 1 of this section and””.

On motion of Representative Page, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Yates, **House Amendment No. 1, as amended**, was adopted.

Representative Yates offered **House Amendment No. 2.**

House Amendment No. 2 was withdrawn.

Representative LeVota offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1837, Page 1, In the Title, Line 3, by deleting the words "twenty-three" and inserting in lieu thereof the words "twenty-four"; and

Further amend said bill, Page 1, Section A, Line 2, by deleting the words "twenty-three" and inserting in lieu thereof the words "twenty-four"; and

Further amend said bill, Page 1, Section A, Line 3, by inserting after the word "sections" the number "135.163,"; and

Further amend said bill, Page 1, Section A, Line 5, by inserting after all of said line the following:

"135.163. 1. For all tax years beginning on or after January 1, 2007, in order to encourage the retention of physicians and other health care providers in this state, an eligible taxpayer shall be allowed a credit not to exceed fifteen thousand dollars per eligible taxpayer against the tax otherwise due pursuant to chapter 143, RSMo, not including sections 143.191 to 143.265, RSMo, in an amount equal to fifteen percent of the increase in amount paid by an eligible taxpayer for medical malpractice insurance premiums in the aggregate from one policy period to the next immediate policy period. For purposes of this section, the base policy period for calculation of the credit shall be the medical malpractice insurance policy in effect on August 28, 2006.

2. The tax credit allowed by this section shall be claimed by the taxpayer at the time such taxpayer files a return. Any amount of tax credit which exceeds the tax due shall be carried over to any of the next five subsequent taxable years, but shall not be refunded and shall not be transferable.

3. The director of the department of insurance and the director of the department of revenue shall jointly administer the tax credit authorized by this section. The director of the department of insurance shall enact procedures to verify the amount of the allowable credit and shall issue a certificate to each eligible taxpayer that certifies the amount of the allowable credit. Both the director of the department of insurance and the director of the department of revenue are authorized to promulgate rules and regulations necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

4. The tax credits issued pursuant to this section shall not exceed a total for all tax credits issued of fifteen million dollars per fiscal year."; and

Further amend said title, enacting clause and intersectional references accordingly.

HCS HB 1837, as amended, with House Amendment No. 3, pending, was laid over.

HCS HB 1441, relating to the Large Carnivore Act, was taken up by Representative Sutherland.

Representative Page offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1441, Section 578.600.2(6)(a), by deleting:

“domesticated or”

And replacing it with “common domestic”.

On motion of Representative Page, **House Amendment No. 1** was adopted.

Representative Storch offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1441, Section 578.606(8), by inserting after the words “a sworn affidavit.”, the following:

“Such affidavit shall include the identification number from the animal’s subcutaneous microchip and a statement that the microchip will not be reused in another animal.”.

On motion of Representative Storch, **House Amendment No. 2** was adopted.

Representative Robb offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1441, Page 4, Section 578.610, Lines 6 thru 13, by deleting all of said lines; and

Further amend said bill, section, and page, Line 14, by deleting the number “3” from said line and inserting in lieu thereof the number “2”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Baker (25) offered **House Substitute Amendment No. 1 for House Amendment No. 3.**

*House Substitute Amendment No. 1
for
House Amendment No. 3*

AMEND House Committee Substitute for House Bill No. 1441, Section 578.610, by deleting:

“However, the director of the department may waive the insurance requirements of this subsection for all or any owner or possessor of a large carnivore or may rescind such waiver.”.

Speaker Jetton assumed the Chair.

HCS HB 1441, as amended, with House Substitute Amendment No. 1 for House Amendment No. 3, and House Amendment No. 3, pending, was laid over.

SPECIAL RECOGNITION

Tony La Russa, Manager of the St. Louis Cardinals Baseball Team, was introduced by Representatives Jackson and Young and recognized as an Outstanding Missourian.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

HOUSE RESOLUTION

Representative Denison offered House Resolution No. 2187.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2153 - Representative Munzlinger
House Resolution No. 2154 - Representative Guest
House Resolution No. 2155
through
House Resolution No. 2158 - Representative Frame

House Resolution No. 2159

through

House Resolution No. 2161 - Representative Whorton
House Resolution No. 2162 - Representative Cooper (120)
House Resolution No. 2163 - Representative Nance
House Resolution No. 2164 - Representative Wright (137)
House Resolution No. 2165 - Representative Swinger
House Resolution No. 2166 - Representative Spreng, et al.
House Resolution No. 2167 - Representative Cooper (155)
House Resolution No. 2168 - Representative Swinger

House Resolution No. 2169

and

House Resolution No. 2170 - Representative Chinn
House Resolution No. 2171 - Representative Rector

House Resolution No. 2172

through

House Resolution No. 2175 - Representative Lager

House Resolution No. 2176

through

House Resolution No. 2186 - Representative LeVota

SPECIAL RECOGNITION

Dr. Ronald Sprouse was introduced by Representative Robb and recognized as an Outstanding Missourian.

Kamden Rampley was introduced by Representative Lipke and recognized for attaining the 2006 Class 4 Wrestling Championship.

PERFECTION OF HOUSE BILL - INFORMAL

HCS HBs 1783 & 1479, relating to the scholarships tax credit program, was taken up and placed back on the Informal Calendar.

PERFECTION OF HOUSE BILLS

HB 1865, relating to higher education, was taken up by Representative Bearden.

Representative Bearden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1865, Page 2, Section 173.195, Lines 32 to 35, by deleting all of said lines and inserting in lieu thereof the following:

“4. The maximum scholarship shall be no more than one thousand dollars. The coordinating”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bearden, **House Amendment No. 1** was adopted.

Representative Bearden offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 1865, Page 7, Section 173.1003, Line 27, by inserting immediately after the word **“funded.”** the following:

“Because the student assistance programs addressed in this subsection collectively serve a diverse range of student needs, any reduction in the appropriation for an established student assistance program in an effort to consolidate programs shall require a companion bill to make statutory changes to remove the programs from statute and to address resulting student transitions from the unfunded assistance program to a new program.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bearden, **House Amendment No. 2** was adopted.

Representative Rupp offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 1865, Page 6, Section 173.1003, Line 3, by deleting the number **“2001”** and inserting in lieu thereof the following: **“2002”**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bearden offered **House Amendment No. 1 to House Amendment No. 3.**

House Amendment No. 1

to

House Amendment No. 3

AMEND House Amendment No. 3 to House Bill No. 1865, Page 1, Line 2 of said amendment, by adding after all of said line the following:

“Further amend said bill, page and line, by deleting the word **“only”** and inserting in lieu thereof the following:
“only:

(1) At a rate of no greater than two and five-tenths percent of the institutional operating appropriation for the previous fiscal year until the seventy-five percent level referred to in subsection 3 of this section is reached. Once such level is reached and any legislative adjustment of the base appropriation is made, the two and five-

tenths cap shall remain in place until the scholarships referred to in subsection 3 are one hundred percent funded, at which time the cap shall no longer apply; and
(2)”; and

Further amend said amendment, Line 3 of said amendment, by adding the following:
“Further amend said bill by relettering subdivisions (1) and (2) as (a) and (b); and”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Rector assumed the Chair.

Speaker Jetton resumed the Chair.

On motion of Representative Bearden, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Rupp, **House Amendment No. 3, as amended**, was adopted.

Representative Muschany offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 1865, Page 13, Section 173.1012, Line 41, by inserting after all of said line the following:

“Section 1. The governing board of any public four-year institution shall not approve any increase in tuition or fees during an academic year the total percentage increase of which exceeds the increase in the consumer price index for all urban consumers during that time period.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Flook offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Bill No. 1865, Page 1, Line 3, Section 1 of said amendment, by deleting the word “**public**” and inserting in lieu thereof the following: “**state**”; and

Further amend said amendment, page, line, and section, by inserting after the word “**four-year**” the following: “**higher education**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Flook, **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative Muschany, **House Amendment No. 4, as amended**, was adopted by the following vote:

AYES: 129

Aull	Avery	Baker 123	Bearden	Bivins
Black	Bland	Bogetto	Bowman	Boykins
Bringer	Brown 50	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 90	Jolly
Jones	Kelly	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parker
Parson	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robinson
Roorda	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Tilley	Viebrock	Villa	Wagner
Wasson	Wells	Weter	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Zweifel	Mr Speaker	

NOES: 028

Baker 25	Behnen	Brooks	Burnett	Fares
George	Harris 23	Hobbs	Johnson 47	Kingery
Low 39	Lowe 44	Oxford	Pearce	Robb
Rucker	Salva	Shoemyer	Skaggs	Spreng
Threlkeld	Vogt	Wallace	Walsh	Walton
Whorton	Wildberger	Young		

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Bruns	Hughes	Johnson 61
Marsh				

HB 1865, as amended, was laid over.

HCS HB 1944, relating to eminent domain, was taken up by Representative Hobbs.

HCS HB 1944 was placed on the Informal Calendar.

HB 1865, as amended, relating to higher education, was again taken up by Representative Bearden.

Representative Aull offered **House Amendment No. 5**.

Representative Flook raised a point of order that **House Amendment No. 5** amends previously amended material.

The Chair ruled the point of order well taken.

Representative Schaaf assumed the Chair.

Speaker Jetton resumed the Chair.

On motion of Representative Bearden, **HB 1865, as amended**, was ordered perfected and printed by the following vote:

AYES: 083

Avery	Baker 123	Bearden	Bivins	Black
Chinn	Cooper 120	Cooper 155	Cunningham 145	Cunningham 86
Davis	Day	Deeken	Dempsey	Dethrow
Dixon	Dougherty	Emery	Ervin	Faith
Fisher	Flook	Franz	Guest	Hoskins
Hubbard	Hunter	Ice	Jones	Kelly
Kingery	Kraus	Lembke	Lipke	Loehner
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Phillips	Pollock	Portwood	Quinn
Rector	Richard	Roark	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Villa	Walton	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Mr Speaker		

NOES: 074

Aull	Baker 25	Behnen	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Cooper 158	Corcoran
Curls	Dake	Darrough	Daus	Denison
Donnelly	Dusenberg	El-Amin	Fares	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hobbs	Johnson 47	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lager	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Pearce	Pratt
Robb	Robinson	Roorda	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Spreng	Storch

Swinger	Viebrock	Vogt	Wagner	Wallace
Walsh	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Yates	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Bruns	Hughes	Jackson
Marsh				

HCS HB 1837, as amended, with House Amendment No. 3, pending, relating to malpractice insurance, was again taken up by Representative Yates.

Representative Behnen assumed the Chair.

Representative LeVota moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 054

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	Dougherty	El-Amin	Fraser
George	Harris 23	Haywood	Henke	Hoskins
Hubbard	Johnson 61	Johnson 90	Jolly	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Oxford	Page	Rucker	Schoemehl	Shoemyer
Skaggs	Spreng	Storch	Swinger	Villa
Vogt	Wagner	Walsh	Walton	Whorton
Wildberger	Witte	Wright-Jones	Young	

NOES: 099

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Chinn	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Guest	Harris 110	Hobbs
Hunter	Icet	Johnson 47	Jones	Kelly
Kingery	Kratky	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley

Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yaeger	Yates	Zweifel	Mr Speaker	

PRESENT: 001

Meadows

ABSENT WITH LEAVE: 009

Bean	Brooks	Brown 30	Bruns	Cooper 120
Hughes	Jackson	Marsh	Roorda	

On motion of Representative Yates, **HCS HB 1837, as amended**, was adopted.

On motion of Representative Yates, **HCS HB 1837, as amended**, was ordered perfected and printed.

Representative Rector resumed the Chair.

HCS HBs 1660 & 1269, relating to professional registration, was taken up by Representative Behnen.

Representative Behnen offered **House Amendment No. 1**.

House Amendment No.1

AMEND House Committee Substitute for House Bill Nos. 1660 & 1269, Page 14, Section 317.019, Line 26, by inserting immediately after said line the following;

“324.011. As used in sections 324.011 to 324.015, the following terms mean:

- (1) "Director", the director of revenue;**
- (2) "License", a license, certificate, registration, or authorization issued by a licensing authority under sections 209.319 to 209.339, RSMo, sections 256.010 to 256.453, RSMo, section 375.014, RSMo, and chapters 324 to 340, RSMo, and chapters 344 to 346, RSMo, granting a natural person a right or privilege to engage in an occupation or profession that is subject to suspension, revocation, forfeiture, or termination by the licensing authority. Any new requirement to license a profession assigned to the division of professional registration after August 28, 2006, shall be included in the definition of a license;**
- (3) "Licensee", any person who holds a license;**
- (4) "Licensing authority", any department, division, board, agency, or instrumentality of this state that issues a license under sections 209.319 to 209.339, RSMo, sections 256.010 to 256.453, RSMo, section 375.014, RSMo, and chapters 324 to 340, RSMo, and chapters 344 to 346, RSMo. Any board or commission assigned to the division of professional registration after August 28, 2006, shall be included in the definition of a licensing authority;**
- (5) "Payment plan", a written plan signed by the taxpayer and approved by the director that incorporates an arrangement for periodic payment of state taxes owed;**
- (6) "Tax compliance letter", a letter issued by the director that states the taxpayer is in compliance for all of the tax years in which the taxpayer was determined to be delinquent in payment of state taxes or the filing of tax returns.**

324.012. 1. The director shall send, via first class mail, a notice to any taxpayer who is the subject of the transmission of data from the licensing authority to the director under section 324.014 and who is delinquent on any state taxes or has failed to file state income tax returns for any of the three years immediately preceding the

license renewal. The notice shall state that the taxpayer's license shall be suspended within one hundred twenty days from the date of the notice unless, within such time, the taxpayer presents to the appropriate licensing authority a tax compliance letter.

2. The notice shall include the following information:

(1) A statement that the taxpayer is delinquent in payment of state taxes owed or has failed to file state income tax returns;

(2) The date that the suspension shall go into effect, which shall be within one hundred twenty days from the date the notice was issued;

(3) A conspicuous statement as follows: "NOTICE TO TAXPAYER: IN ORDER TO PREVENT YOUR LICENSE SUSPENSION FROM GOING INTO EFFECT, YOU ARE RESPONSIBLE FOR PRESENTING A TAX COMPLIANCE LETTER FROM THE MISSOURI DEPARTMENT OF REVENUE TO YOUR LICENSING ENTITY PRIOR TO THE DATE OF SUSPENSION CITED IN THIS NOTICE.";

(4) A conspicuous statement as follows: "NOTICE TO TAXPAYER: YOU ARE ENTITLED TO A REVIEW OF THE NOTIFICATION PROCESS WITH THE DIRECTOR OF REVENUE. ANY REQUEST FOR REVIEW MUST BE FILED IN WRITING WITHIN THIRTY (30) DAYS FROM THE DATE OF THIS NOTICE AT THE FOLLOWING ADDRESS: (INSERT ADDRESS).";

(5) A conspicuous statement as follows: "NOTICE TO TAXPAYER: IF YOU DO NOT OBTAIN A TAX COMPLIANCE LETTER OR SEEK REVIEW UNDER SECTION 143.778, RSMo, YOUR LICENSE SHALL BE SUSPENDED BY OPERATION OF LAW EFFECTIVE THE DATE OF SUSPENSION CITED IN THIS NOTICE.".

3. A tax compliance letter shall be issued by the director to the taxpayer if the taxpayer:

(1) Files any delinquent state tax return and pays the entire amount of delinquent state taxes, interest, and additions due; or

(2) Enters into and complies with a payment plan. If the taxpayer fails to comply with the terms of a payment plan, the director may issue a notice informing the licensing authority of the defaulted payment plan. Upon receipt of payment plan default notice, the licensing authority shall issue a notice informing the taxpayer that the license shall be suspended by operation of law as of the date of the notice.

4. The notice required under subsection 1 of this section shall be sent to the last known address supplied to the director unless no such address has been provided, whereupon the notice shall be sent to the last known address supplied to the licensing authority.

5. The notice shall apply only to the license that is the subject of the transmission of data from the licensing authority to the director under section 324.014.

6. Within fifteen business days of the date of the notice required under subsection 1 of this section, the licensing authority shall send a letter to the taxpayer indicating that the license is subject to automatic suspension by operation of law as of the date provided in the notice required under subsection 1 of this section, unless the taxpayer provides the licensing authority a copy of a tax compliance letter by the date provided in the notice required under subsection 1 of this section.

324.013. 1. Within thirty days of the date of the notice, the taxpayer may file with the director at the address provided in the notice, a written request for review of the notice required under subsection 1 of section 324.012, stating the grounds upon which the taxpayer claims the notice was not proper.

2. Upon timely receipt of a request for review from a taxpayer, the director shall review the notice and mail the director's determination to the taxpayer by certified or registered mail within thirty days of receipt of the request. Such determination shall set forth briefly the director's findings of fact, and the basis of the decision and information regarding the taxpayer's right to appeal.

3. The issues that may be determined in a review under this section shall be limited to:

(1) The identity of the taxpayer;

(2) Whether the director has properly applied any credits or payments by the taxpayer; and

(3) Whether the director sent the notice to the proper address under subsection 4 of section 324.012.

4. The determination of the director, after a review under this section, shall be a final agency decision and shall be subject to appeal to the administrative hearing commission under chapter 621, RSMo.

5. A taxpayer shall appeal under chapter 621, RSMo, by filing a petition within thirty days of the date of the director's determination.

6. Suspension of a taxpayer's license shall be automatically stayed pending the appeal under chapter 621, RSMo.

7. A determination made by the director under this section is independent of any action imposed by the licensing authority.

324.014. 1. All state licensing authorities subject to sections 324.011 to 324.015 shall provide specified information, in a format agreed upon by the director and the licensing authorities, to the director within thirty days following the date of the receipt of an application for licensure or at least thirty days after the required renewal date of a licensee's license. Such information shall include, but is not limited to, the following:

- (1) Name;**
- (2) Address of record;**
- (3) Social Security number;**
- (4) Type of license.**

2. For licensees who are not residents of this state, the licensing authority shall include in the application and renewal forms a method allowing the nonresident licensee to indicate that they received no Missouri source income within the applicable three-year period. The licensing authority shall transmit this information to the director in a mutually agreed upon manner.

3. The director shall promulgate rules necessary for the administration of sections 324.011 to 324.015. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void.

324.015. 1. With regard to any licensee who has been issued a notice under section 324.012, the licensing authority shall enter a suspension of the applicable license on the effective date set out in the notice, unless the licensee has presented a tax compliance letter, or has timely filed for review in the administrative hearing commission as provided under section 324.013.

2. The suspension shall be processed by the licensing authority without any additional review or hearing by such licensing authority.

3. The suspension shall continue until a tax compliance letter is issued by the director of the department of revenue.

4. If a license is suspended under sections 324.011 to 324.014, any funds paid by the licensee to the licensing authority for costs related to issuance, renewal or maintenance of a license shall not be refunded to the licensee.

5. During any period of suspension imposed under sections 324.011 to 324.014, the licensee shall continue to pay all license or license renewal fees and obtain all continuing education hours as required by the licensing authority's statutes and regulations.

6. A licensee who continues to engage in the business, occupation, profession or other licensed activity while the license is suspended under sections 324.011 to 324.014, is guilty of a class A misdemeanor. The licensing authority may refer the licensee to the appropriate prosecuting or circuit attorney or the attorney general for prosecution under this section, in addition to any other remedy provided by law for engaging in a licensed activity without a license or while a license is suspended.

7. The licensing authority shall be exempt from liability to the licensee for activities conducted under sections 324.011 to 324.015.

8. The licensing authority shall not modify, remand, reverse, vacate or stay a suspension; except that, if the director of revenue certifies that an error has been made by the department or if an error is made by the licensing authority, the licensing authority may expunge the suspension from the licensee's permanent record."; and

Further amend said substitute, Page 89, Section 660.315, Line 102, by inserting immediately after said line the following;

“[324.010. All governmental entities issuing professional licenses, certificates, registrations, or permits pursuant to sections 209.319 to 209.339, RSMo, sections 214.270 to 214.516, RSMo,

sections 256.010 to 256.453, RSMo, section 375.014, RSMo, sections 436.005 to 436.071, RSMo, and chapter 317, RSMo, and chapters 324 to 346, RSMo, shall provide the director of revenue with the name and Social Security number of each applicant for licensure with or licensee of such entities within one month of the date the application is filed or at least one month prior to the anticipated renewal of a licensee's license. If such licensee is delinquent on any state taxes or has failed to file state income tax returns in the last three years, the director shall then send notice to each such entity and licensee. In the case of such delinquency or failure to file, the licensee's license shall be suspended within ninety days after notice of such delinquency or failure to file, unless the director of revenue verifies that such delinquency or failure has been remedied or arrangements have been made to achieve such remedy. The director of revenue shall, within ten business days of notification to the governmental entity issuing the professional license that the delinquency has been remedied or arrangements have been made to remedy such delinquency, send written notification to the licensee that the delinquency has been remedied. Tax liability paid in protest or reasonably founded disputes with such liability shall be considered paid for the purposes of this section.]"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Behnen, **House Amendment No. 1** was adopted.

Representative Behnen offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 1660 & 1269, Page 23, Section 324.1150, Line 14, by inserting immediately after the word "and" on said line the following "**require the applicant to be fingerprinted in a manner approved by Missouri State Highway Patrol, Criminal Records and Identification Division pursuant to chapter 43.543, RSMo.**"; and

Further amend said substitute, Page 24, Section 324.1162, Line 16, by striking the word "Been" and inserting in lieu thereof the following "**Has been**"; and

Further amend said substitute, Page 28, Section 324.1184, Line 23, by striking the following "324.1112" and inserting in lieu thereof the following "**324.1162**"; and

Further amend said substitute, Page 33, Section 332.071, Line 43, by inserting immediately after the word "prescribed" the following "**or approved**"; and

Further amend said substitute, Page 39, Section 334.1012, Lines 10 & 11, by striking all of said lines and inserting in lieu thereof the following;

"(1) Each applicant for a license as a radiographer, radiation therapist, or nuclear medicine technologist shall have satisfactorily completed a course"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Behnen, **House Amendment No. 2** was adopted.

Representative Wasson offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 1660 & 1269, Section 324.1156, Page 21, Lines 6 through 8, by striking all of said lines and inserting in lieu thereof the following;

“(2) Any officer or employee of the United States, or of this state, or political subdivision, or wherein a written contract is established between any governmental agency, department, or division thereof while engage in the performance of the officers, employee, or independent contracted employees official duties:”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wasson, **House Amendment No. 3** was adopted.

Representative Behnen offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill Nos. 1660 & 1269, Page 60, Section 339.100, Line 138, by inserting immediately after said line the following;

“339.507. 1. There is hereby created within the division of professional registration of the department of economic development the "Missouri Real Estate Appraisers Commission", which shall consist of seven members appointed by the governor with the advice and consent of the senate, six of whom shall be appraiser members, and one shall be a public member. Each member shall be a resident of this state and a registered voter for a period of one year prior to the person's appointment. The president of the Missouri Appraiser Advisory Council in office at the time shall, at least ninety days prior to the expiration of the term of the commission member, other than the public member, or as soon as feasible after the vacancy on the commission otherwise occurs, submit to the director of the division of professional registration a list of five appraisers qualified and willing to fill the vacancy in question, with the request and recommendation that the governor appoint one of the five persons so listed, and with the list so submitted, the president of the Missouri Appraiser Advisory Council shall include in his or her letter of transmittal a description of the method by which the names were chosen by that association. The public member shall have never been engaged in the businesses of real estate appraisal, real estate sales or making loans secured by real estate. The governor shall designate one of the appraiser appointees to be chairperson.

2. The real estate appraiser members appointed by the governor shall be Missouri residents who have real estate appraisal experience in the state of Missouri for not less than five years immediately preceding their appointment. [The real estate appraiser members appointed to the commission shall be designated members in good standing of nationally recognized real estate appraisal organizations that required, as of June 1, 1988, in order to become a designated member, appraisal experience, education and testing, and recertification that is at least equal to that required for certification or licensure pursuant to sections 339.500 to 339.549, provided that not more than one member of the commission shall be a designated member of the same nationally recognized real estate appraisal organization. Successor] Appraiser members of the commission shall be appointed from the registry of state-certified real estate appraisers and state-licensed real estate appraisers and not more than one [successor] appraiser member of the commission shall be a designated member in good standing of the same nationally recognized real estate appraisal organization as provided in this subsection. The governor shall not exclude a state-certified real estate appraiser or a state-licensed real estate appraiser from appointment as a successor appraiser member of the commission by virtue of membership or lack of membership of the state-certified real estate appraiser or state-licensed real estate appraiser in any particular real estate appraisal organization.

3. [Of the initial members appointed, two members shall be appointed for one-year terms, two members for two-year terms, and three members for three-year terms, provided that the initial public member shall be appointed for a three-year term.] All [successor] members shall be appointed for three-year terms. All members shall serve until their successors have been appointed and qualified. Vacancies occurring in the membership of the commission for any reason shall be filled by appointment by the governor for the unexpired term. Upon expiration of their terms, members of the commission shall continue to hold office until the appointment and qualification of their successors. No more than four members of the commission shall be members of the same political party. No person shall be appointed for more than

two consecutive terms. The governor may remove a member for cause. The executive director of the commission shall be employed by the division of professional registration, subject to approval and confirmation by the commission.

4. The commission shall meet at least once each calendar quarter to conduct its business. [The location in Missouri of future meetings shall be decided by a vote of the members present at the current meeting. The executive director shall give written notice by certified mail to each member of the time and place of each meeting of the commission at least ten days before the scheduled date of the meeting, and notice of any special meeting shall state the specific matters to be considered in the special meeting which is not a regular quarterly meeting.] A quorum of the commission shall consist of four members.

5. Each member of the commission shall be entitled to a per diem allowance of [fifty] **seventy** dollars for each meeting of the commission at which the member is present and shall be entitled to reimbursement of the member's expenses necessarily incurred in the discharge of the member's official duties. Each member of the commission shall be entitled to reimbursement of travel expenses necessarily incurred in attending meetings of the commission.

339.509. **1.** The commission shall have the following powers and duties:

- (1) To establish educational programs and research projects related to the appraisal of real estate;
- (2) To establish administrative procedures for processing applications and issuing certificates of state-certified real estate appraisers and licenses of state-licensed real estate appraisers and for conducting disciplinary proceedings pursuant to the provisions of sections 339.500 to 339.549; and shall have authority to determine who meets the criteria for certification and licensure, and shall have authority to renew, censure, suspend or revoke certifications and licenses;
- (3) To further define by regulation, with respect to each category of state-certified real estate appraiser, and for state-licensed real estate appraisers, the type of educational experience, appraisal experience and equivalent experience that will meet the statutory requirements of sections 339.500 to 339.549; provided that such standards shall be equivalent to the minimum criteria for certification and licensure issued by the appraiser qualifications board of the appraisal foundation and the provisions of section 339.517;
- (4) To further define by regulation, with respect to each category of state-certified real estate appraiser, and for state-licensed real estate appraisers, the continuing education requirements for the renewal of certification and licensure that will meet the statutory requirements provided in section 339.530;
- (5) To adopt standards for the development and communication of real estate appraisals and to adopt regulations explaining and interpreting the standards; provided that such standards shall meet the standards specified by the appraisal standards board of the appraisal foundation;
- (6) To establish an examination for each category of state-certified real estate appraiser, and for state-licensed real estate appraisers, to provide or procure appropriate examination questions and answers, and to establish procedures for grading examinations; provided that such standards for examinations for certification shall meet the minimum criteria specified by the appraiser qualifications board of the appraisal foundation;
- (7) To maintain a registry of the names and addresses of state-certified real estate appraisers and state-licensed real estate appraisers; and
- (8) To perform such other functions and duties as may be necessary to carry out the provisions of sections 339.500 to 339.549.

2. The chairperson of the commission may administer oaths, issue subpoenas, and issue subpoenas duces tecum requiring the production of documents and records. Subpoenas and subpoenas duces tecum shall be served by a person authorized to serve subpoenas of courts of record. In lieu of requiring attendance of a person to produce original documents in response to a subpoena duces tecum, the commission may require sworn copies of such documents to be filed with or delivered to its designated representative.

3. The commission may enforce its subpoenas and subpoenas duces tecum by applying to the circuit court of Cole County, the county of the investigation, hearing, or proceeding, or any county where the person subpoenaed resides or may be found for an order to show cause why such subpoena should not be enforced. Such order and a copy of the application shall be served upon the person in the same manner as a summons in a civil action, and if the circuit court determines after a hearing the subpoena should be sustained and enforced, such court shall proceed to enforce the subpoena in the same manner as though the subpoena had been issued in a civil case in the circuit court.

339.513. **1.** Applications for examination, original certification and licensure, and renewal certification and licensure shall be made in writing to the commission on forms provided by the commission. The application shall specify the classification of certification, or licensure, for which application is being made.

2. Appropriate fees shall accompany all applications for examination, original certification or licensure, and renewal certification or licensure; provided that such fees shall be in amounts set by the commission in order to offset the cost and expense of administering sections 339.500 to 339.549, and in amounts to be determined by the commission with reference to the requirements of Section 1109 of the United States Public Law 101-73, as later codified and as may be amended. All fees collected pursuant to this subsection shall be collected by the commission and deposited with the state treasurer into a fund to be known as the "Missouri Real Estate Appraisers Fund". The provisions of section 33.080, RSMo, relating to the transfer of unexpended balances to the general revenue fund shall not apply to the Missouri real estate appraisers fund. **In any proceeding in which a remedy provided by subsection 1 or 2 of section 339.532 is imposed, the commission may also require the respondent licensee to pay the costs of the proceedings if the commission is a prevailing party or in settlement. The moneys shall be placed in the state treasury to the credit of the "Missouri Real Estate Appraisers Investigation Fund", which is hereby created to be used solely for investigations as provided in this chapter. The provisions of section 33.080, RSMo, relating to the transfer of unexpended balances to the general revenue fund shall not apply to the Missouri real estate appraisers investigation fund.**

3. At the time of filing an application for certification or licensure, each applicant shall sign a pledge to comply with the standards set forth in sections 339.500 to 339.549 and state that he or she understands the types of misconduct for which disciplinary proceedings may be initiated against a state-certified real estate appraiser or a state-licensed real estate appraiser. **Any applicant for a certificate or license under this section shall be a resident of this state.**

339.519. 1. The term of an original certificate or license issued pursuant to sections 339.500 to 339.549 shall be for a period set by the commission. All certificates and licenses shall be subject to renewal on the same date. The expiration date of the certificate or license shall appear on the certificate or license and no other notice of its expiration need be given to its holder.

2. The commission shall require every state-certified or state-licensed real estate appraiser to provide satisfactory evidence of the completion of the required continuing education hours as promulgated by the appraiser qualifications board. [The commission may waive the requirements of continuing education for retired or disabled licensed or certified appraisers or for other good cause.]

339.521. [If, in the determination by the commission, another state is deemed to have substantially equivalent certification or licensure requirements,] An applicant who is certified or licensed under the laws of [such other] **another** state may obtain certification as a state certified real estate appraiser or licensure as a state licensed real estate appraiser in this state upon such terms and conditions as may be determined by the board, provided that such terms and conditions shall comply with the minimum criteria for certification or licensure issued by the appraiser qualifications board of the appraisal foundation.

339.525. 1. To obtain a renewal certificate or license, a state certified real estate appraiser or state licensed real estate appraiser shall make application and pay the prescribed fee to the commission not earlier than one hundred twenty days nor later than thirty days prior to the expiration date of the certificate or license then held. With the application for renewal, the state certified real estate appraiser or state licensed real estate appraiser shall present evidence in the form prescribed by the commission of having completed the continuing education requirements for renewal specified in section 339.530.

2. If the commission determines that a state certified real estate appraiser or state licensed real estate appraiser has failed to meet the requirements for renewal of certification or licensure through mistake, misunderstanding, or circumstances beyond the appraiser's control, the commission may extend the term of the certificate or license for good cause shown for a period not to exceed six months, upon payment of a prescribed fee for the extension.

3. If a state certified real estate appraiser or state licensed real estate appraiser satisfies the requirements for renewal during the extended term of certification or licensure, the beginning date of the new renewal certificate or license shall be the day following the expiration of the certificate or license previously held by the state certified real estate appraiser or state licensed real estate appraiser.

4. If a person is otherwise eligible to renew the person's certification or license, the person may renew an expired certification or license within one year from the date of expiration. To renew such expired certification or license, the person shall submit an application for renewal, pay the renewal fee [and], pay a delinquent renewal fee as established by the commission, **and present evidence in the form prescribed by the commission of having completed the continuing education requirements for renewal specified in section 339.530.** Upon a finding of extenuating circumstances, the commission may waive the payment of the delinquent fee.

5. If a person has failed to renew the person's license within one year of its expiration, the person may renew such expired certification or license by completing either the number of hours of continuing education equal to fifty percent of the hours required for initial certification or licensure or pass the state examination for such classification, submit an application for renewal, pay the renewal fee and pay a delinquent renewal fee not to exceed an amount as established by the commission. Upon a finding of extenuating circumstances, the commission may waive the payment of the delinquent fee.

6. [If a state certified real estate appraiser or state licensed real estate appraiser renews an expired certification or license pursuant to subsection 5 of this section, the beginning date of the new term of certification or licensure shall be the day following the expiration of the certification or license term previously held by the state certified real estate appraiser or state licensed real estate appraiser.] **The commission shall be authorized to issue an inactive certificate or license to any licensee who makes written application for such on a form provided by the commission and remits the fee for an inactive certificate or license established by the commission. An inactive certificate or license shall be issued only to a person who has previously been issued a certificate or license to practice as a real estate appraiser in this state, who is no longer regularly engaged in such practice, and who does not hold himself or herself out to the public as being professionally engaged in such practice in this state. Each inactive certificate or license shall be subject to all provisions of this chapter, except as otherwise specifically provided. Each inactive certificate or license may be renewed by the commission subject to all provisions of this section and all other provisions of this chapter. An inactive licensee may apply for a certificate or license to regularly engage in the practice of real estate appraising upon filing a written application on a form provided by the commission, submitting the reactivation fee established by the commission, and submitting satisfactory proof of current competency, as established by the commission.**

339.532. 1. The commission may refuse to issue or renew any certificate or license issued pursuant to sections 339.500 to 339.549 for one or any combination of causes stated in subsection 2 of this section. The commission shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the right to file a complaint with the administrative hearing commission as provided by chapter 621, RSMo.

2. The commission may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621, RSMo, against any state-certified real estate appraiser, state-licensed real estate appraiser, or any person who has failed to renew or has surrendered his or her certificate or license for any one or any combination of the following causes:

(1) Procuring or attempting to procure a certificate or license pursuant to section 339.513 by knowingly making a false statement, submitting false information, refusing to provide complete information in response to a question in an application for certification or licensure, or through any form of fraud or misrepresentation;

(2) Failing to meet the minimum qualifications for certification or licensure or renewal established by sections 339.500 to 339.549;

(3) Paying money or other valuable consideration, other than as provided for by section 339.513, to any member or employee of the commission to procure a certificate or license pursuant to sections 339.500 to 339.549;

(4) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated pursuant to sections 339.500 to 339.549, for any offense of which an essential element is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(5) Incompetency, misconduct, gross negligence, dishonesty, fraud, or misrepresentation in the performance of the functions or duties of any profession licensed or regulated by sections 339.500 to 339.549;

(6) Violation of any of the standards for the development or communication of real estate appraisals as provided in or pursuant to sections 339.500 to 339.549;

(7) Failure to comply with the Uniform Standards of Professional Appraisal Practice promulgated by the appraisal standards board of the appraisal foundation;

(8) Failure or refusal without good cause to exercise reasonable diligence in developing an appraisal, preparing an appraisal report, or communicating an appraisal;

(9) Negligence or incompetence in developing an appraisal, in preparing an appraisal report, or in communicating an appraisal;

(10) Violating, assisting or enabling any person to willfully disregard any of the provisions of sections 339.500 to 339.549 or the regulations of the commission for the administration and enforcement of the provisions of sections 339.500 to 339.549;

(11) Accepting an appraisal assignment when the employment itself is contingent upon the appraiser's reporting a predetermined analysis or opinion or where the fee to be paid for the performance of the appraisal assignment is contingent upon the opinion, conclusion, or valuation reached or upon the consequences resulting from the appraisal assignment;

(12) Violating the confidential nature of governmental records to which the person gained access through employment or engagement to perform an appraisal assignment or specialized appraisal services for a governmental agency;

(13) Violating any term or condition of a certificate or license issued by the commission pursuant to the authority of sections 339.500 to 339.549;

(14) Violation of any professional trust or confidence;

(15) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;

(16) Assisting or enabling any person to practice or offer to practice any profession licensed or regulated by sections 339.500 to 339.549 who is not licensed or certified and currently eligible to practice pursuant to sections 339.500 to 339.549;

(17) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed;

(18) Disciplinary action against the holder of a license, certificate or other right to practice any profession regulated pursuant to sections 339.500 to 339.549, imposed by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state.

3. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621, RSMo. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the commission may, singly or in combination, publicly censure or place the person named in the complaint on probation on such terms and conditions as the commission deems appropriate for a period not to exceed five years, or may suspend, for a period not to exceed three years, or revoke, the certificate or license. The holder of a certificate or license revoked pursuant to this section may not obtain certification as a state-certified real estate appraiser or licensure as a state-licensed real estate appraiser for at least five years after the date of revocation.

4. A certification of a state-certified real estate appraiser or a license of a state-licensed real estate appraiser that has been suspended as a result of disciplinary action by the commission shall not be reinstated, and a person may not obtain certification as a state-certified real estate appraiser or licensure as a state-licensed real estate appraiser subsequent to revocation, unless the applicant presents evidence of completion of the continuing education required by section 339.530 during the period of suspension or revocation as well as fulfillment of any other conditions imposed by the commission. Applicants for recertification, relicensure or reinstatement also shall be required to successfully complete the examination for original certification or licensure required by section 339.515 as a condition to reinstatement of certification or licensure, or recertification or relicensure subsequent to revocation.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Behnen, **House Amendment No. 4** was adopted.

Representative Behnen offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill Nos. 1660 & 1269, Page 39, Section 334.1009, Line 2, by striking the word “twelve” and inserting in lieu thereof the word “**seven**”; and

Further amend said substitute, Page 71, Section 383.130, by striking all of said section and inserting in lieu thereof the following;

“383.130. As used in sections 383.130, 383.133 and 383.500, the following terms shall mean:

(1) "Disciplinary action", any final action taken by the board of trustees or similarly empowered officials of a hospital, **home health agency**, or ambulatory surgical center **as defined in chapter 197, RSMo, or any long-term**

care facility licensed under chapter 198, RSMo, or any other entity that employs or contracts with licensed health care professionals to provide services to individuals or to any hospital, home health agency, ambulatory surgical center, or long-term care facility, or any employer of registered nurses and licensed practical nurses, including nurse agencies and subcontractors of nurse agencies, to reprimand, discipline or restrict the practice of a health care professional. [If the health care professional is a physician or surgeon,] Only such reprimands, discipline, or restrictions in response to activities which are also grounds for disciplinary actions [pursuant to section 334.100, RSMo,] **according to the professional licensing law for that health care professional** shall be considered disciplinary actions for the purposes of this definition. [If the health care professional is a dentist, only such reprimands, discipline, or restrictions in response to activities which are also grounds for disciplinary actions pursuant to section 332.321, RSMo, shall be considered disciplinary actions for the purposes of this definition] **If the health care professional is a nurse, only such reprimands, discipline, or restrictions in response to activities which are also grounds for disciplinary actions pursuant to chapter 335, RSMo, shall be considered disciplinary actions for the purposes of this definition;**

(2) "Health care professional", a physician or surgeon licensed under the provisions of chapter 334, RSMo, a dentist licensed under the provisions of chapter 332, RSMo, or a podiatrist licensed under the provisions of chapter 330, RSMo, or a pharmacist licensed under the provisions of chapter 338, RSMo, a psychologist licensed under the provisions of chapter 337, RSMo, or a nurse licensed under the provisions of chapter 335, RSMo, while acting within their scope of practice;

(3) "Hospital", a place devoted primarily to the maintenance and operation of facilities for the diagnosis, treatment or care for not less than twenty-four hours in any week of three or more nonrelated individuals suffering from illness, disease, injury, deformity or other abnormal physical conditions; or a place devoted primarily to provide for not less than twenty-four hours in any week medical or nursing care for three or more nonrelated individuals. The term "hospital" does not include convalescent, nursing, shelter or boarding homes as defined in chapter 198, RSMo;

(4) "Licensing authority", the appropriate board or authority which is responsible for the licensing or regulation of the health care professional."; and

Further amend said substitute, Page 72, Section 383.133, by striking all of said section and inserting in lieu thereof the following;

"383.133. 1. [Beginning on January 1, 1987,] The chief executive officer **or similarly empowered official** of any hospital, **home health agency**, or ambulatory surgical center, as such [term is] **terms** are defined in [section 197.200,] **chapter 197, RSMo, or any long-term care facility licensed under chapter 198, RSMo, or any entity that employs or contracts with licensed health care professionals to provide services to individuals or to any hospital, home health agency, ambulatory surgical center, or long-term care facility, and any other employer of registered nurses and licensed practical nurses, including nurse agencies and subcontractors of agency nurses,** shall report to the appropriate health care professional licensing authority any disciplinary action against any health care professional **including termination of contracted services due to complaints or reports**, or the voluntary resignation of any health care professional against whom any complaints or reports have been made which might have led to disciplinary action.

2. All reports required by this section shall be submitted within fifteen days of the final disciplinary action and shall contain, but need not be limited to, the following information:

- (1) The name, address and telephone number of the person making the report;
- (2) The name, address and telephone number of the person who is the subject of the report;
- (3) A brief description of the facts which gave rise to the issuance of the report, including the dates of occurrence deemed to necessitate the filing of the report;
- (4) If court action is involved and known to the reporting agent, the identity of the court, including the date of filing and the docket number of the action.

3. Upon request, the licensing authority may furnish a report of any disciplinary action received by it under the provisions of this section to any [of the hospitals or ambulatory surgical centers] **entity** required to report **under this section**. Such licensing authority may also furnish, upon request, a report of disciplinary action taken by the licensing authority to any other administrative or law enforcement agency acting within the scope of its statutory authority.

4. There shall be no liability on the part of, and no cause of action of any nature shall arise against any health care professional licensing authority or any [hospital or ambulatory surgical center] **entity** required to report under this section, or any of their agents or employees for any action taken in good faith and without malice in carrying out the provisions of this section.

5. Neither a report required to be filed under subsection 2 of this section nor the record of any proceeding shall be used against a health care professional in any other administrative or judicial proceeding.

6. Violation of any provision of this section is an infraction.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Behnen, **House Amendment No. 5** was adopted.

Representative Behnen offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill Nos. 1660 & 1269, Page 14, Section 317.019, Line 26, by inserting immediately after said line the following;

"319.300. Sections 319.300 to 319.339 shall be known as the "Missouri Blasting Safety Act". The purpose of sections 319.300 to 319.339 shall be to foster the safe use of explosives in mining and construction by establishing and enforcing consistent statewide industry standards for licensing of blasters and persons using explosives. The provisions of sections 319.300 to 319.339 or any rules or regulations promulgated thereunder shall not be construed to amend, supersede, or conflict with any requirement of federal law or regulation governing the manufacturing, transporting, or storage of explosives.

319.303. As used in sections 319.300 to 319.339, the following terms shall mean:

- (1) "Blaster", a person qualified to be in charge of and responsible for the loading and firing of an explosive or explosive material;**
- (2) "Blast", detonation of explosives;**
- (3) "Blasting", the use of explosives in mining or construction;**
- (4) "Blast site", the area where explosives are handled during loading of a borehole, including fifty feet in all directions from the perimeter formed by loaded holes. A minimum of thirty feet may replace the fifty feet requirement if the perimeter of loaded holes is marked and separated from nonblast site areas by a barrier. The fifty feet or thirty feet distance requirements, as applicable, shall apply in all directions along the full depth of the borehole;**
- (5) "Board", the state blasting safety board created in section 319.324;**
- (6) "Borehole", a hole made with a drill, auger, or other tool in which explosives are placed in preparation for detonation;**
- (7) "Burden", the distance from an explosive charge to the nearest free or open face at the time of detonation;**
- (8) "Business day", any day of the week except Saturday, Sunday, or a federal or state holiday;**
- (9) "Deck", charge of explosives separated from other charges by stemming;**
- (10) "Delay period", the time delay provided by blasting caps which permits firing of bore holes in sequence;**
- (11) "Detonation", the action of converting the chemicals in an explosive charge to gases at a high pressure by means of a self-propagating shock wave passing through the charge;**
- (12) "Detonator", any device containing initiating or primary explosive that is used for initiating detonation of another explosive material. A detonator may not contain more than ten grams of total explosives by weight, excluding ignition or delay charges. The term includes, but is not limited to, electric blasting caps of instantaneous and delay types, blasting caps for use with safety fuse, detonating cord delay connectors, and non-electric instantaneous and delay blasting caps which use detonating cord, shock tube, or any other replacement for electric leg wires;**
- (13) "Explosives", any chemical compound, mixture, or device, the primary or common purpose of which is to function by explosion, including, but not limited to, dynamite, black powder, pellet powder, initiating explosives, detonators, safety fuses, squibs, detonating cord, igniter cord, and igniters; includes explosive materials such as any blasting agent, emulsion explosive, water gel, or detonator. Explosive materials determined to be within the coverage of sections 319.300 to 319.339 shall include all such materials listed in 18 U.S.C. Chapter 40, Importation, Manufacture, Distribution, and Storage of Explosive Materials, as issued at least annually by the Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives;**

- (14) "Firing", causing explosives to be detonated by the use of a fuse or electric detonator;
- (15) "Fire protection official", an authorized representative of a municipal fire department, fire protection district, or volunteer fire protection association for the area where blasting occurs;
- (16) "Fugitive from justice", any person who has fled from the jurisdiction of any court of record to avoid prosecution for any crime or to avoid giving testimony in any criminal proceeding. The term shall also include any person who has been convicted of any crime and has fled to avoid case disposition;
- (17) "Initiation system", components of an explosive charge that cause the charge to detonate, such as primers, electric detonators, and detonating charge;
- (18) "Loading", placing of explosives in a hole in preparation for detonation;
- (19) "Local government", a city, county, fire protection district, volunteer fire protection association, or political subdivision of the state;
- (20) "Person", any individual, proprietorship, partnership, firm, corporation, company, joint venture, association, teaching institution, municipality, county, political subdivision, or department, board, commission, institution, or agency of the state of Missouri;
- (21) "Person using explosives", any business, company, or other person that is required to hold authority to receive or use explosives under statutes or regulations administered by the U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives and who employs blasters as required to be licensed by section 319.306;
- (22) "Regulatory authority", the Missouri division of fire safety, office of the state fire marshal;
- (23) "Scaled distance", the linear distance, in feet, from the blast to a specified location, divided by the square root of the maximum weight of explosives, in pounds, to be detonated in any eight millisecond period;
- (24) "Seismograph", an instrument that measures ground vibration and acoustic effects;
- (25) "Spacing", the distance between adjacent bore holes;
- (26) "Stemming", inert material that is placed above explosives that have been placed in a blast hole in preparation for detonation or vertically between columnar decks of explosives that have been placed in a hole in preparation for detonation;
- (27) "Uncontrolled structure", any dwelling, public building, school, church, commercial building, or institutional building, that is not owned or leased by the person using explosives, or otherwise under the direct contractual responsibility of the person using explosives. For the purposes of sections 319.300 to 319.339, RSMo, the term uncontrolled structure shall include but not be limited to any cemetery established or regulated pursuant to chapter 42, RSMo and chapter 214, RSMo.

319.306. 1. Any individual who uses explosives in Missouri shall obtain a blaster's license, except those exempted in subsection 18 of this section. A company, business or other person defined as a "person using explosives" shall not be required to hold a blaster's license, but all blasting on behalf of such company, business, or other person as governed by sections 319.300 to 319.339 shall be performed only by licensed blasters. Applications for a blaster's license or renewal of a blaster's license shall be on a form designated by the Missouri division of fire safety, but may obtain only the following:

- (1) The applicant's full name;
- (2) The applicant's home address;
- (3) The applicant's date of birth;
- (4) The applicant's sex;
- (5) The applicant's physical description;
- (6) The applicant's drivers license number;
- (7) The applicant's current place of employment;
- (8) A listing of any other blasting license or certification held by the applicant, to include the name, address, and phone number of the regulatory authority that issued the license or certification;
- (9) Any other information required to fulfill the obligations of sections 319.300 to 319.339.

2. Any individual who has met the qualifications set forth in subsection 4 of this section may apply for a blaster's license.

3. An applicant for a blaster's license shall submit an application fee and two copies of the applicant's photograph with the application submitted to the division of fire safety. The amount of such fee shall be established by rule promulgated by the division of fire safety under rulemaking authority established in section 319.327. The fee established by rule shall be no greater than the cost of administering this section, but shall not exceed one hundred dollars.

4. Any applicant for a blaster's license shall meet the following qualifications:
 - (1) Is at least twenty-one years of age;
 - (2) Has not willfully violated any provisions of sections 319.300 to 319.339;
 - (3) Has not knowingly withheld information or has not made any false or fictitious statement intended or likely to deceive in connection with the application;
 - (4) Has familiarity and understanding of relevant federal and state laws relating to explosives materials;
 - (5) Has not been convicted in any court of, or plead guilty to, a felony;
 - (6) Is not a fugitive from justice;
 - (7) Is not an unlawful user of any controlled substance in violation of chapter 195, RSMo;
 - (8) Except as provided in subsections 11 and 13 of this section, has completed an approved blaster's training course that meets the requirements of subdivision (1) of subsection 14 of this section and has successfully passed the licensing examination under the provisions of subdivisions (1) to (5) of subsection 15 of this section;
 - (9) Has accumulated at least one thousand hours of experience directly relating to the use of explosives within two years immediately prior to applying for a blaster's license and shall provide signed documentation from an employer, supervisor, or other responsible party verifying the applicant's experience;
 - (10) Has not been adjudicated as mentally defective; and
 - (11) Is a citizen of the United States and does not advocate or knowingly belong to any organization or group that advocates violent action against any federal, state, or local government, or against any person.
5. Any individual holding a blaster's license under the provisions of this section shall promptly notify the division of fire safety if he or she has had any change of material fact relating to these qualifications of holding a blaster's license.
6. If the division of fire safety finds that the requirements for a blaster's license have been satisfied, such a license shall be issued to the applicant.
7. A blaster's license shall expire three years from the date of issuance. To qualify for a renewal of a blaster's license, an individual will be required to provide documentation of completing eight hours of training in an explosives-related course of instruction that is approved by the division of fire safety, half of which shall have been completed within the year prior to renewal. The remainder of such training for renewal of the license may be acquired at any time during the three-year period that a license is valid. Additional training beyond an accumulated eight hours during any three-year period is not valid for more than one subsequent renewal of the license.
8. Each license issued under the provision of this section shall provide documentation to the license holder in the form of a letter or letter-sized certificate and a card that is approximately two inches by three inches in size. Each shall specify a unique license number, the name of the individual, his or her driver's license number, the individual's photograph, the blaster's license's effective date and its expiration date, and any other record-keeping information needed by the division of fire safety. In addition, the card form of the license shall contain a photographic image of the license holder.
9. Each individual required to have a blaster's license shall provide documentation that he or she has a currently valid license to a representative of the division of fire safety within two business days of a written or verbal request. No enforcement action shall be taken against any individual that cannot comply with such as request so long as the division of fire safety's records provide documentation that the individual has a valid blaster's license.
10. (1) A blaster's license issued under the provisions of this section may be suspended or revoked, or in lieu thereof, a civil penalty assessed, upon substantial proof that the individual holding the license has:
 - (a) Knowingly failed to monitor the use of explosives as provided in section 319.309;
 - (b) Negligently or habitually exceeded the limits established under section 319.312;
 - (c) Knowingly or habitually failed to create a record of blasts as required by section 319.315;
 - (d) Had a change in material fact relating to their qualifications for holding a blaster's license as described in subsection 4 of this section;
 - (e) Failed to advise the division of fire safety of any change of material fact relating to his or her qualification of holding a blaster's license; or
 - (f) Knowingly made a material misrepresentation of any information by any means of false pretense, deception, fraud, misrepresentation, or cheating for the purpose of obtaining training or otherwise meeting the qualifications of obtaining a license.
- (2) The division of fire safety shall provide any notice of suspension or revocation, as provided in subdivision (1) of this subsection, in writing, sent by certified mail to the last known address of the holder of the

license. The notice may also be verbal, but this does not eliminate the requirement for written notice. Upon receipt of a verbal or written notice of suspension or revocation from the division of fire safety, the person holding the license shall immediately surrender all copies of the license to a representative of the division of fire safety and shall immediately cease all blasting activity.

(3) The person holding the license may appeal any suspension or revocation or fine to the state blasting safety board established under section 319.324 within forty-five days of the date written notice was received. The division of fire safety shall immediately notify the chairman of the board that an appeal has been received and an informal hearing shall be held. The board shall consider and make a decision on any appeal received by the division of fire safety within thirty days of the date the appeal is received by the division of fire safety. The board shall make a decision on the appeal by majority vote of the board and shall immediately notify the licensee of its decision in writing. The written statement of the board's decision shall be prepared by the division of fire safety or its designee and shall be approved by the chairman of the board. The approved statement of the board's decision shall be sent by certified mail to the last known address of the holder of the license.

11. Any person whose license has been expired for a period of three years or less shall be required to successfully pass the examination as provided in subdivisions (1) to (5) of subsection 15 of this section and attend the eight hours of training required for renewal of a license as minimum qualifications for submitting an application for reinstatement of the license. Any person whose license has been expired for a period of more than three years shall meet the qualifications set forth in subsection 4 of this section, including completing twenty hours of training and passing the examination, prior to applying for a blaster's license.

12. License reciprocity may be granted to applicants that within the last three years have held a valid license or certification from any other source if all of the qualifications for obtaining the license or certification meets or exceeds the provisions of this section. Licenses or certifications held prior to the effective date of the rule required by subsection 19 of this section shall be deemed to meet requirements for reciprocity, provided they meet the requirements of the rule. It is the duty of the division of fire safety to investigate the qualifications required for obtaining a license or certification that is listed on a completed application on which the applicant is attempting to obtain a license issued by the division of fire safety.

13. License reciprocity may also be granted upon the application of a person employed as a blaster on or before December 31, 1995, and who has accumulated one thousand hours of experience working for a specific person using explosives within two years immediately prior to applying for reciprocity. The application shall include a statement of hours of experience in the form of an affidavit signed by the person using explosives who has employed or contracted with the blaster for the preceding two years. Such applicant for reciprocity shall also meet the requirements of subdivisions (1), (2), (3), (4), (5), (6), (7), (10), and (11) of subsection 4 of this section. Any person granted a license under this subsection shall be limited to blasting performed for the person submitting the affidavit required by this subsection. Such blaster granted reciprocity shall meet the requirements for continuing training required by subsection 7 of this section.

14. (1) The division of fire safety or its authorized agent shall offer at least two courses of instruction annually that fulfills the training requirement of qualifying for a blaster's license and renewal of a blaster's license. In addition, any person may apply to the division of fire safety for approval of a course of instruction that meets the training requirement of obtaining a blaster's license or renewal of a blaster's license. The application shall include a description of the qualifications of the instructor, a description of instructional materials to be used in the course, and an outline of the subject matter to be taught, including minimum hours of instruction on each topic. The division of fire safety shall review the application regarding the knowledge and experience of proposed instructors, the total hours of training and the adequacy of proposed training in subject matter with regard to the provisions of sections 319.300 to 319.339. If the division of fire safety determines that training proposed by the applicant is adequate, a letter of approval shall be issued to the applicant. The letter of approval shall be effective for a period of three years. If at any time the division of fire safety determines that an approved training course no longer meets the standards of this section, the letter of approval may be revoked with written notice. The division of fire safety or any person providing a course of instruction may charge an appropriate fee to recover the cost of conducting such instruction.

(2) To be approved by the division of fire safety, a blaster's training course shall contain at least twenty hours of instruction to prepare attendees for obtaining a blaster's license the first time, or eight hours of instruction to prepare attendees for obtaining a license renewal.

(3) Any person providing training in a course of instruction approved by the division of fire safety shall submit a list of individuals that attended any such course to the division of fire safety within ten working days after completion of the course.

(4) The division of fire safety shall maintain a current list of persons who provide approved training and shall make this list available by any reasonable means to professional and trade associations, labor organizations, universities, vocational schools, and others upon request.

15. (1) The division of fire safety shall approve a standard examination or examinations for the purpose of qualifying an individual to obtain a blaster's license. Each individual taking the examination shall pay a fee to the division of fire safety, or the division's agent, that is established by regulation. Testing fees shall not exceed fifty dollars per test, and shall be no greater than what is required to administer the testing provisions of this section.

(2) Except as provided in subsection 11 of this section, no individual shall be allowed to take an examination for purposes of obtaining a blaster's license unless that individual has completed a training course approved by the division of fire safety. The individual must have completed an approved course of instruction as provided in subdivision (1) of subsection 14 of this section no longer than two years prior to taking the examination. The examination may be administered by any person approved to provide a course of instruction, as provided in subdivision (1) of subsection 14 of this section, at the site of instruction, provided that any such examination may at the discretion of the fire marshal be conducted under the supervision of the state fire marshal or his or her designee. The division of fire safety may also administer such examinations at other times and locations.

(3) Standards for passing the examination shall be set by the division of fire safety by rule.

(4) The division of fire safety or its authorized agent shall provide a written statement within thirty days to the individual taking the examination as to whether that individual passed or failed.

(5) Any individual failing to pass the examination may retake the examination within six months without having to complete an additional approved course of instruction. If the individual fails the second examination, the person must complete another course of instruction as required in subdivision (1) of subsection 14 of this section before taking the examination again. No limit will be placed on how many times any individual may take the examination, subject to the provisions of this subdivision of this subsection.

(6) Individuals having previously taken an approved course, and passed an approved examination, and having taken an approved refresher training course, or that have obtained a blaster's license as provided in subsections 12 and 13 of this section are eligible for renewal of a blaster's license after meeting the requirements of subsection 7 of this section. The fee for renewal of a license shall be the same as the fee specified in subsection 3 of this section.

16. No individual shall load or fire explosives or direct, order, or otherwise cause any individual to load or fire explosives in this state unless that individual has a valid blaster's license or is under the direct supervision and responsibility of an individual having a valid blaster's license. An individual without a blaster's license that is loading or firing explosives while under the direct supervision and responsibility of an individual holding a blaster's license shall not be in violation of sections 319.300 to 319.339.

17. Persons found guilty of loading or firing explosives, or directing, ordering, or otherwise causing any individual to load or fire explosives in this state without having a valid blaster's license, or that loads and fires explosives without being under the direct supervision and responsibility of an individual holding a blaster's license as provided in sections 319.300 to 319.339, shall be guilty of a class B misdemeanor for the first offense or a class A misdemeanor for the second offense. Any individual convicted of a class A misdemeanor under the provisions of sections 319.300 to 319.339 shall be permanently prohibited from obtaining a blaster's license in this state.

18. The requirement for obtaining a blaster's license shall not apply to:

(1) Individuals employed by universities, colleges, or trade schools when the use of explosives is confined to instruction or research;

(2) Individuals using explosives materials in the forms prescribed by the official U.S. Pharmacopoeia or the National Formulary and used in medicines and medicinal agents;

(3) Individuals conducting training or emergency operations of any federal, state, or local government including all departments, agencies, and divisions thereof, provided they are acting in their official capacity and in the proper performance of their duties or functions;

(4) Individuals using explosives that are members of the armed forces or any military unit of Missouri or the United States who are using explosives while on official training exercises or who are on active duty;

(5) Individuals using pyrotechnics, commonly known as fireworks, including signaling devices such as flares, fuses, and torpedoes;

(6) Individuals using small arms ammunition and components thereof which are subject to the Gun Control Act of 1968, Title 18, Chapter 44 U.S.C., and regulations promulgated thereunder;

(7) Any individual performing duties in underground mines regulated by 30 CFR Part 48, Subpart A and 30 CFR Part 57; or performing duties in coal mining regulated by 30 CFR Part 76, and 30 CFR Part 77 of the Code of Federal Regulations, as amended; or using explosives within an industrial furnace;

(8) Any individual having a valid blaster's license or certificate issued under the provisions of any requirement of the U.S. government in which the requirements for obtaining the license or certificate meet or exceed the requirements of sections 319.300 to 319.339;

(9) Individuals using agricultural fertilizers when used for agricultural or horticultural purposes;

(10) Individuals handling explosives while in the act of transporting them from one location to another;

(11) Individuals assisting or training under the direct supervision of a licensed blaster;

(12) Individuals handling explosives while engaged in the process of explosives manufacturing;

(13) Employees, agents, or contractors of rural electric cooperatives organized or operating under chapter 394, RSMo;

(14) Individuals discharging historic firearms and cannon or reproductions of historic firearms and cannon.

19. The division of fire safety shall promulgate rules under this section to become effective no later than July 1, 2007. Any individual loading or firing explosives after the effective date of such rule shall obtain a license within one hundred eighty days of the effective date of such rule. Any experience or training prior to the effective date of such rule which meets the standards established by the rule shall be deemed to comply with this section.

319.309. 1. Any person using explosives in the state of Missouri shall calculate the scaled distance to the nearest uncontrolled structure. If more than one uncontrolled structure is the same approximate distance from the blast site, then the person using explosives may select one representative structure for calculation of scaled distance.

2. For the purposes of this section, the term uncontrolled structure shall not apply to the following:

(1) Buildings in a state of disrepair or neglect which are not being used as a permanent residence;

(2) Noncommercial storage sheds;

(3) Temporary structures;

(4) Any unoccupied mobile recreational vehicle, trailer, or camper;

(5) Agricultural barns, storage sheds, and animal shelters;

(6) Any building on mine property that is owned by the mine operator or contained on property leased by the mine operator.

3. In any instance when the scaled distance value is fifty-five or less, any person using explosives, except as provided in 319.321, shall use at least one seismograph to record the ground vibration and acoustic levels that occur from the use of such explosives or explosive materials. When measuring ground vibration and acoustic levels, the seismograph shall be placed in the proximity of the nearest uncontrolled structure or, at the option of the person using explosives, closer to the blast site. If more than one uncontrolled structure is the same approximate distance from the blast site, then the person using explosives may select one representative structure for placement of the seismograph.

4. Any person voluntarily using a calibrated seismograph for all blasting is exempt from the requirements of this section.

319.312. 1. (1) Any person using explosives in the state of Missouri in which monitoring with a seismograph is required, as provided in section 319.309, shall comply with ground vibration limits based on the U.S. Bureau of Mines Report of Investigations 8507, Appendix B.

(2) In lieu of the ground vibration limit established in subdivision (1) of this subsection, the person using explosives may submit a written request to the division of fire safety to use an alternate compliance method. Such written request must be supported by sufficient technical information, which may include but not limited to, documented approval of such method by other federal, state, or local political subdivisions which regulates the use of explosives. Upon submittal by the person using explosives of a request to use an alternate compliance method, the state blasting safety board shall issue a written determination as to whether the technical information submitted provides sufficient justification for the alternate method to be used as a method of demonstrating compliance with the provisions of this section.

2. Any person using explosives in the state of Missouri in which monitoring with a seismograph is required, as provided in section 319.309, shall limit acoustic values from blasting to one hundred thirty-three

decibels using a two hertz flat response measuring system based on the Office of Surface Mining regulation 816.67(b)(1)(I).

319.315. 1. Seismograph recordings of the ground vibration and acoustic levels created by the use of explosives, when required by section 319.309, shall be retained for at least three years. Such recordings shall be made available to the division of fire safety within twenty-four hours of a request by any representative of the division of fire safety. Each seismograph recording and the accompanying records shall include the:

- (1) Maximum ground vibration and acoustics levels recorded;
- (2) Specific location of the seismograph equipment, its distance from the detonation of the explosives, the date of the recording, and the time of the recording;
- (3) Name of the individual responsible for operation of the seismograph equipment and performing an analysis of each recording;
- (4) Type of seismograph instrument, its sensitivity and calibration signal or certification date of the last calibration.

2. When seismograph recordings of the use of explosives are required by section 319.309, a record of each such use of explosives shall be made and retained for at least three years. The record shall be completed by the end of the work day following the day in which the explosives were detonated. Such records shall be made available to the division of fire safety, upon request, within twenty-four hours of the request. Each record shall include the:

- (1) Name of the person using the explosives;
- (2) Location, date, and time of the detonation;
- (3) Name of the licensed blaster responsible for use of the explosives;
- (4) Type of material blasted;
- (5) Number of bore holes, burden, and spacing;
- (6) Diameter and depth of bore holes;
- (7) Type of explosives used;
- (8) Weight of explosives used per bore hole and total weight of explosives used;
- (9) Maximum weight of explosives detonated with any eight millisecond period;
- (10) Maximum number of bore holes or decks detonated within any eight millisecond period;
- (11) Initiation system, including number of circuits and the timer interval, if a sequential timer is used;
- (12) Type and length of stemming;
- (13) Type of detonator and delay periods used, in milliseconds;
- (14) Sketch of delay pattern, including decking;
- (15) Distance and scaled distance, if required under the provisions of 319.309, to the nearest uncontrolled structure;
- (16) Location of the nearest uncontrolled structure, using the best available information.

3. It shall be the duty of each licensed blaster and each person using explosives to assure that the requirements of this section are met. Any person using explosives shall provide properly calibrated seismographic equipment at the closest practical proximity to the nearest uncontrolled structure, or at the option of the person using explosives the seismograph equipment may be located nearer to the blast site on an approximate line between the nearest uncontrolled structure and the blast site. Licensed blasters shall create the record required in subsection 2 of this section and provide such record to the person using explosives, who shall be responsible for maintaining records required in this section.

319.318. 1. Any person using explosives shall comply with the provisions of this section.

2. Provisions of federal law and regulation regarding the manufacturing, transportation, distribution, and storage of explosives shall be enforced by the appropriate federal agency and shall not be subject to enforcement under sections 319.300 to 319.339.

3. Within sixty days after the effective date of sections 319.300 to 319.339, each person using explosives or intending to use explosives in Missouri shall register with the state fire marshal. Any person not required to register on the effective date, who subsequently uses explosives in Missouri, shall register with the state fire marshal prior to first using explosives in Missouri. The initial registration shall state the name of the person, address, telephone number, facsimile number, e-mail address, and name of the principal individual having responsibility for supervision of the use of explosives. A fee of one hundred dollars shall be submitted with the initial registration.

4. Each person using explosives that is required to register under subsection 3 of this section shall by January 31 of each year after registering, file an annual report with the state fire marshal for the preceding calendar year.

(1) The annual report shall state any material change or addition to the information stated in the report required by subsection 3 of this section.

(2) The initial annual report shall only include that portion of the preceding calendar year after the date the person became subject to the requirement to register under subsection 3 of this section.

(3) The report shall include:

(a) The name and address of the explosives distributors from which explosives were purchased;

(b) The total number of pounds of explosives purchased during the period required to be covered by the report. For persons who purchase explosives for use in multiple states, the report need only state the total number of pounds which were delivered for use in Missouri. Persons required to annually report shall maintain records sufficient to prove the accuracy of the information reported.

(4) The person shall submit with the annual report a fee per ton, as established under this section, based on the amount of explosives reported. If the report of total pounds purchased results in a portion of a ton, the cumulative total of the fee shall be rounded to the nearest ton. The minimum total fee submitted by any person required to annually report shall be five hundred dollars. In addition to the minimum fee, any person using explosives during any year shall pay a fee of one dollar and fifteen cents on each ton of explosives used. The fee authorized under this subdivision may be adjusted by rule provided the fee shall not exceed one dollar and fifty cents per ton. The state blasting safety board shall review the fee schedule on a biennial basis and make recommendations for adjustments.

5. (1) The state fire marshal may audit the records of any person required to annually report under subsection 4 of this section to determine the accuracy of the number of pounds of explosives reported. In connection with such audit, the state fire marshal may also require any distributor of explosives to provide a statement of sales during the year to persons required to report under subsection 4 of this section.

(2) It shall be a violation of sections 319.300 to 319.319 to fail to register as required by subsection 3 of this section or to knowingly report false information in the reports required under subsections 3 and 4 of this section. The state fire marshal may issue a notice of violation for reporting false information. The notice of violation shall be subject to the same procedures and rights of appeal as established in sections 319.324, 319.327, and 319.333. Upon conviction for knowingly filing a false report, the person shall be subject to a penalty as a class B misdemeanor. Conviction upon a second or subsequent offense shall be subject to penalty as a class A misdemeanor.

6. It shall also be a violation of sections 319.300 to 319.339 for any person using explosives to:

(1) Engage in blasting other than by a licensed blaster or an individual working under the direct supervision of a licensed blaster;

(2) Fail to calculate the scaled distance, conduct monitoring of vibration and noise levels, and conduct record keeping as required by sections 319.300 to 319.339.

(3) Fail to carry a minimum of one million dollars in commercial general liability insurance.

7. Upon a conviction or guilty plea to violation of subsection 6 of this section, the person shall be subject to a penalty as a class B misdemeanor upon the first offense, and upon a second or subsequent offense, the person shall be subject to a penalty as a class A misdemeanor as provided in subsection 1 of section 560.021, RSMo.

319.321. Sections 319.309, 319.312, 319.315, and 319.318 shall not apply to:

(1) Universities, colleges, or trade schools when confined to the purpose of instruction or research;

(2) The use of explosive materials in the forms prescribed by the official U.S. Pharmacopoeia or the National Formulary and used in medicines and medicinal agents;

(3) The training or emergency operations of any federal, state, or local government including all departments, agencies, and divisions thereof, provided they are acting in their official capacity and in the proper performance of their duties or functions;

(4) The use of explosives by the military or any agency of the United States;

(5) The use of pyrotechnics, commonly known as fireworks, including signaling devices such as flares, fuses, and torpedoes;

(6) The use of small arms ammunition and components thereof which are subject to the Gun Control Act of 1968, Title 18, Chapter 44, U.S.C., and regulations promulgated thereunder. Any small arms ammunition

and components thereof exempted by the Gun Control Act of 1968 and regulations promulgated thereunder are also exempted from the provisions of sections 319.300 to 319.339;

(7) Any individual performing duties in underground mines regulated by 30 CFR Part 48, Subpart A and 30 CFR Part 57; or performing duties in coal mining regulated by 30 CFR Part 76 and 30 CFR Part 77 of the Code of Federal Regulations, as amended; or using explosives within an industrial furnace;

(8) The use of agricultural fertilizers when used for agricultural or horticultural purposes;

(9) The use of explosives for demolition of structures;

(10) The use of explosives by employees, agents, or contractors of rural electric cooperatives organized or operating under chapter 394, RSMo;

(11) Individuals discharging historic firearms and cannon or reproductions of historic firearms and cannon.

319.324. 1. A state blasting safety board is hereby created and assigned to the division of fire safety under the state fire marshal. There shall be seven members of this board, as appointed by the governor, to be comprised of:

(1) One representative of a municipality who serves in the capacity of director of public works or a similar position;

(2) One representative of a person using explosives that is engaged in surface mining which is subject to the requirements of sections 319.300 to 319.339;

(3) One representative of a person using explosives that is engaged in construction;

(4) One representative of a person that is in the business of providing contract blast monitoring services;

(5) Two representatives of persons that manufacture or distribute explosives; and

(6) The state fire marshal or his or her designee.

2. Each board member shall serve for a term of six years, except for the members initially appointed one term shall be for one year, one term shall be for two years, one term shall be for three years, one term shall be for four years, one term shall be for five years, and one term shall be for six years. Members appointed and serving shall serve until their successor is named and shall be eligible for reappointment. The state fire marshal or his or her designee shall be a standing member of the board and shall have the power to vote.

3. Members of the board shall serve without compensation but may be reimbursed by the division of fire safety for reasonable and necessary expenses. Meetings of the board shall be held in facilities arranged for by the division of fire safety. Hearings under the duties of the board may be held at a location in Missouri agreed upon by the state fire marshal and the chairman of the board. Upon agreement by the appellant, the state fire marshal, and the chairman of the state blasting safety board, hearings may be conducted by conference call.

4. The board shall annually by January 31 elect a chairman from one of the persons other than the state fire marshal or his or her designee. The chairman shall be elected by majority vote of the board and shall preside over all meetings and hearings and perform any specific duties set out in sections 319.300 to 319.339.

5. The state fire marshal or his or her designee shall perform the duties of secretary of the board.

6. The board shall meet as needed at the call of the chairman or upon written notice by the state fire marshal. The board shall meet at least once each calendar year.

7. It shall be the duty of the board to:

(1) Advise the state fire marshal in the development of application and registration forms, training and examinations, and setting fees for the filing of required applications, registrations, and reports;

(2) Approve or disapprove any examination for licensing of blasters;

(3) Hold hearings and make decisions by majority vote upon appeals under section 319.306 and upon notices of violation under section 319.333;

(4) Approve or disapprove any rule proposed by the division of fire safety for administration or enforcement of sections 319.300 to 319.339;

(5) Advise or assist the division of fire safety in any other matter regarding administration or enforcement, within the scope and requirements of section 319.300 to 319.339.

8. For any matter upon which a hearing is held under subdivision (3) of subsection 7 of this section, any referral of a notice of violation or request for criminal or civil enforcement action or injunctive relief shall be made by the state fire marshal to the attorney general or a prosecuting or circuit attorney, only upon a positive majority vote by the board.

319.327. It shall be the duty of the division of fire safety to:

(1) Develop and distribute all forms, certificates, and printed material necessary for carrying out duties relating to applications, registrations, training, testing, and licensing required by sections 319.300 to 319.339.

(2) Publish, distribute, and administer an examination that tests the knowledge of applicants for a blaster's license in the safe and proper use of explosives. The examination may be given to applicants by representatives of the division of fire safety, persons approved by division of fire safety to provide training under section 319.306, or by other persons designated by the division of fire safety.

(3) Upon approval by majority vote of the state blasting safety board, promulgate any rule necessary for carrying out the purposes of sections 319.300 to 319.339. No rule promulgated by the state fire marshal shall duplicate, amend, supersede, or conflict with the provisions of any statute, regulation, or policy established by:

(a) The U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives;

(b) 18 U.S.C., Chapter 40, Importation, Manufacturing, Distribution and Storage of Explosive Materials;

(c) The U.S. Department of Transportation;

(d) The federal Mine Safety and Health Administration;

(e) The federal Occupational Safety and Health Administration;

(4) Investigate possible violations of sections 319.300 to 319.339 upon the complaint of any citizen that believes explosives are being used in such a way to endanger the public's safety or property, or upon any cause for the state fire marshal to believe that a violation is occurring. To conduct such investigations, the state fire marshal shall assign adequately trained personnel within the division of fire safety to inspect blasting sites, examine records and seismograph recordings, inspect blaster's licenses, inspect registration and reporting records required by section 319.315, or determine if any other provision of sections 319.300 to 319.339 has been violated. Such inspectors shall be employees of the division of fire safety and may act on a full-time or part-time basis. Any such inspector shall meet the requirements of section 319.306 for being licensed as a blaster in the state of Missouri.

(5) The division of fire safety may enforce any provision of sections 319.300 to 319.339 by referral of violations to the attorney general or a prosecuting or circuit attorney and may seek criminal penalties and may seek injunctive relief. For any matter upon which a hearing is held under subdivision (3) of subsection 7 of section 319.324, any referral of a notice of violation or a request for criminal or civil enforcement action or injunctive relief shall be made by the state fire marshal to the attorney general or a prosecuting or circuit attorney, only upon a positive majority vote by the board.

(6) Receive and provide information and assistance, in cooperation with local governments, federal agencies, and agencies of other states, in administration and enforcement of sections 319.300 to 319.339 and similar laws, regulations, and requirements in other jurisdictions.

319.330. There is hereby created in the state treasury the "Missouri Explosives Safety Act Administration Fund", which shall consist of all fees collected under sections 319.300 to 319.339, appropriations of the general assembly, federal grants, and private donations. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, RSMo, the state treasurer may approve disbursements. Upon appropriation, money in the fund shall be used solely for the administration of sections 319.300 to 319.339. Notwithstanding the provisions of section 33.080, RSMo, to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. The state fire marshal shall submit a report to the state blasting safety board and the public each year that describes the revenue created by fees established under the provisions of sections 319.300 to 319.339 and how the revenue was expended to enforce the provisions of sections 319.300 to 319.339, including the number of employees used and activities performed.

319.333. Any person the state fire marshal or his or her representative determines, upon substantial evidence, to be in violation of sections 319.300 to 319.339 may be issued a notice of violation by the division of fire safety. Any hearings regarding suspension or revocation of a blaster's license shall be conducted under the provisions of subsection 10 of section 319.306, rather than the provisions of this section. The notice of violation shall be in writing and shall state the section or sections violated and the circumstance of the violation, including date, place, person involved, and the act or omission constituting the violation. The notice shall also inform the person receiving the notice of the right to request a hearing before the state blasting safety board. The recipient

may request a hearing within forty-five days of the date the notice was received. If a hearing is requested, the state fire marshal shall immediately inform the chairman of the board. The person receiving the notice, the state fire marshal, and the chairman of the board shall establish a mutually acceptable date and place for the hearing, which in no case shall be more than thirty days after the hearing was requested. The hearing shall be conducted as an uncontested case, although the person or the state fire marshal may be represented by an attorney. Within fifteen days of such hearing, the board shall notify the appellant of its decision on the appeal, which may include upholding, modifying, or disapproving the notice of violation. The board's action upon the appeal shall be decided by majority vote. If the notice of violation is upheld by the board, in whole or part, upon a separate majority vote of the board, the person may be referred for enforcement action as provided in section 319.327.

319.336. Any person aggrieved by any official action of the state blasting safety board affecting their licensed status, including revocation, suspension, failure to renew, or refusal to grant a license may seek a determination thereon by the administrative hearing commission under the provisions of section 621.045, RSMo.

319.338. 1. Any person using explosives within Missouri shall notify the division of fire safety in writing or by telephone at least two business days in advance of first using explosives at a site where blasting has not previously been conducted at that location. If blasting will be conducted at an ongoing project, such as a long term construction project, or at a permanent site, such as a surface mine, the person shall only be required to make one notice to the division of fire safety in advance of the first use of explosives.

2. The notice required by this section shall state the name, address, and telephone number of the person using explosives, the name of the individual responsible for supervision of blasting, the date or approximate period over which blasting will be conducted, the location of blasting by street address, route, or other description, and the nature of the project or reason for blasting.

3. This section shall not apply to any blasting required by a contract with any agency of the state of Missouri, any federal agency, or any political subdivision.

319.339. 1. Any person using explosives which will conduct blasting within the jurisdiction of a municipality shall notify the appropriate representative of the municipality in writing or by telephone at least two business days in advance of blasting at that location. An appropriate representative shall be deemed to be the city's public works department, code enforcement official or an official at the main office maintained by the city. In any area where blasting will be conducted, whether in a municipality or in an unincorporated area, the person using explosives shall also notify the appropriate fire protection official for the jurisdiction where blasting will occur, which may be a city fire department, fire protection district, or volunteer fire protection association. The notice required by this section shall state the name, address, and telephone number of the person using explosives, the name of the individual responsible for supervision of blasting, the date or approximate period over which blasting will be conducted, the location of blasting by street address, route, or other description, and the nature of the project or reason for blasting. If blasting will be conducted at an ongoing project, such as a long term construction project, or at a permanent site, such as a surface mine, the person shall only be required to make one notice to the municipality or appropriate fire protection official in advance of the first use of explosives. Any such ongoing projects or permanent sites in existence at the time of the effective date of sections 319.300 to 319.339 shall not be required to provide notice as described in this subsection.

2. Any person using explosives which will conduct blasting within the jurisdiction of a municipality shall notify the owner or occupant of any residence or business located within a scaled distance of fifty-five from the site of blasting prior to the start of blasting at any new location. One notification by mail, telephone, or by printed notification posted prominently on the premises or property, or delivered in person to any such owner or occupant meets the requirements of this subsection. A municipality may provide the name, last known address, and telephone number of the owners or occupants of any residence or business that may be located within the scaled distance of fifty-five from the site of blasting to the person using explosives upon request.

3. Any municipality or county may by ordinance:

(1) Require that a permit be obtained in addition to the notice required by subsection 1 of this section, with such application for permit being due no more than ten days prior to the first use of explosives;

(2) Require that the application for the permit contain specific information about the type of explosives to be used and their storage location at the site where used;

(3) Require the applicant to demonstrate an acceptable plan for signage or other means of informing the public of blasting in proximity to public streets or highways and any request for temporary closing of streets or routing of traffic;

(4) Specify the times of day blasting may be conducted, which shall not be less than eight consecutive hours, and provide that blasting may not be conducted on Sunday except upon application of the person using explosives and approval by the municipality;

(5) Require the applicant to submit proof that the person using explosives is registered with the division of fire safety and that blasting will be conducted by blasters licensed by the state of Missouri, division of fire safety;

(6) Require that the applicant submit proof of commercial general liability insurance in an acceptable amount, which shall not be less than one million dollars and no more than five million dollars;

(7) Require that the applicant conduct a preblast survey of any uncontrolled structures within a scaled distance of fifty-five from the blast site.

4. A permit for blasting under a municipal ordinance authorized by subsection 3 of this section shall be granted by the municipality upon satisfying the requirements of the ordinance and upon the applicant's payment of a reasonable fee to cover the administration of the permit system.

5. Any authorized representative of a municipality or an appropriate fire protection official may:

(1) Require any person using explosives to show proof that he or she is registered with the division of fire safety and blasting is being conducted by an individual that is licensed under the provisions of section 319.306;

(2) Request and be allowed access to the site of blasting by the person using explosives and shall be allowed to observe blasting from a safe location designated by the blaster;

(3) Examine records of blasting required to be maintained by sections 319.300 and 319.315. However, no municipality or fire protection official shall require a person using explosives or a blaster to surrender such records or a copy of such records to the municipality or fire protection official;

(4) Report suspected violations of sections 319.300 to 319.339 to the division of fire safety.

6. Subsections 1, 2, 3, and 4 of this section shall not apply to any blasting required by a construction contract with any agency of the state of Missouri, any federal agency, or any political subdivision.

7. The state of Missouri hereby preempts existing regulation, licensing, and inspection of persons using explosives, blasters, and blasting by local governments or other political subdivisions, except as authorized in this section. It shall be unlawful for any local government or other political subdivision to impose any future ordinance, order, permit or regulation upon persons using explosives or blasters which duplicates, exceeds or conflicts with the requirements of sections 319.300 to 319.339. Nothing in this section shall preempt the rights and remedies afforded by the general assembly or common law to persons damaged by blasting.;" and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Behnen, **House Amendment No. 6** was adopted.

Representative Schaaf offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill Nos. 1660 & 1269, Page 41, Section 334.1021, Line 24, by inserting after all of said line the following:

"7. Persons who use equipment powered by no more than one hundred ten volt electricity shall be exempt from said licensure requirements under sections 334.1000 to 334.1024 unless the board authorizes to study the impact of such exemption and if after such study an analysis shows there is a risk to the public, the board may issue a rule to require licensure of such persons.;" and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Schaaf, **House Amendment No. 7** was adopted.

Representative Page offered **House Amendment No. 8.***House Amendment No. 8*

AMEND House Committee Substitute for House Bill Nos. 1660 & 1269, Page 34, Section 334.103, Line 19, by inserting after all of said line the following:

"334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice nurse as defined in subdivision (2) of section 335.016, RSMo. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services.

3. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036, RSMo, may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197, RSMo.

4. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

5. Notwithstanding anything to the contrary in this section, a registered nurse who has graduated from a school of nurse anesthesia accredited by the Council on Accreditation of Educational Programs of Nurse Anesthesia or its predecessor and has been certified or is eligible for certification as a nurse anesthetist by the Council on Certification of Nurse Anesthetists shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed.

6. No physician shall enter into a collaborative practice arrangement with an advanced practice nurse who employs a collaborating physician."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Page, **House Amendment No. 8** was adopted.

Representative Pearce offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for House Bill Nos. 1660 & 1269, Page 4, Section 167.195, by deleting all of said section and inserting in lieu thereof the following:

"167.195. 1. Beginning July 1, 2007, every child enrolling in kindergarten or first grade in a public elementary school in this state shall receive one comprehensive vision examination performed by a state licensed optometrist, ophthalmologist, physician, or doctor of osteopathy. The examination, or a copy of a prior examination if the child has previously received a vision examination under this section, shall be submitted to the school no later than January 1 of the first year in which the student is enrolled at the school.

2. The state board of education, in conjunction with the department of health and senior services, shall promulgate rules establishing the criteria for meeting the requirements of subsection 1 of this section, which may include, but are not limited to, forms or other proof of such examination, or other rules as are necessary for the enforcement of this section. The form or other proof of such examination shall include but not be limited to identifying the result of the examinations performed under subsection of 4 of this section, the cost for the examination, the examiner's qualifications, and method of payment through either:

- (1) Insurance;**
- (2) The state Medicaid program;**
- (3) Personal injury;**
- (4) Complimentary; or**
- (5) Other form of payment.**

3. The department of elementary and secondary education, in conjunction with the department of health and senior services, shall compile and maintain a list of sources to which children who may need vision examinations or children who have been found to need further examination or vision correction may be referred for treatment on a free or reduced cost basis. The sources may include individuals, and federal, state, local government, and private programs. The department of elementary and secondary education shall ensure that the superintendent of schools, the principal of each elementary school, the school nurse or other person responsible for school health services, and the parent organization for each district elementary school receives an updated copy of the list each year prior to school opening. Professional and service organizations concerned with vision health may assist in gathering and disseminating the information, at the direction of the department of elementary and secondary education.

4. For purposes of this section, the following comprehensive vision examinations shall be performed:

- (1) Complete case history;**
- (2) Visual acuity at distance:**
 - (a) Unaided (mono plus binocular);**
 - (b) Last prescription or habitual prescription (mono plus binocular);**
- (3) External examination, including pupil reactivity;**
- (4) Internal examination (ophthalmoscopic examination);**
- (5) Retinoscopy;**
- (6) Refractive status:**
 - (a) Subjective refraction to best visual acuity at distance;**
 - (b) Subjective refraction at near;**
- (7) Measurement of binocularity, including vergences, phoric, and accommodative ability;**
- (8) Color vision screening;**
- (9) Glaucoma screening, including tonometry.**

5. Findings from the examination shall be kept by the optometrist, ophthalmologist, physician, or doctor of osteopathy for a period of six years.

6. For purposes of this section, the office of any optometrist, ophthalmologist, physician, or doctor of osteopathy conducting a comprehensive vision examination shall contain, in good working condition, the following minimum equipment:

- (1) Ophthalmoscope;**
- (2) Retinoscope or its equivalent;**
- (3) Tonometer;**

- (4) Visual Field Testing Device;
- (5) Color Vision Testing Device;
- (6) Keratometer or its equivalent;
- (7) Biomicroscope;
- (8) Lenses for subjective testing;
- (9) Blood pressure measuring device.

7. In the event that a parent or legal guardian of a child subject to this section shall submit to the appropriate school administrator a written request that the child be excused from taking a vision examination as provided in this section on the grounds of religious beliefs, that child shall be so excused.

8. Pursuant to section 23.253, RSMo, of the Missouri sunset act:

- (1) The provisions of the new program authorized under this section shall automatically sunset four years after the effective date of this section unless reauthorized by an act of the general assembly; and
- (2) If such program is reauthorized, the program authorized under this section shall automatically sunset eight years after the effective date of the reauthorization of this section; and
- (3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

"192.935. 1. There is hereby created in the state treasury the "Blindness Education, Screening and Treatment Program Fund". The fund shall consist of moneys donated pursuant to subsection 7 of section 301.020, RSMo, and subsection 3 of section 302.171, RSMo. Unexpended balances in the fund at the end of any fiscal year shall not be transferred to the general revenue fund or any other fund, the provisions of section 33.080, RSMo, to the contrary notwithstanding.

2. Subject to the availability of funds in the blindness education, screening and treatment program fund, the department shall develop a blindness education, screening and treatment program to provide blindness prevention education and to provide screening and treatment for persons who do not have adequate coverage for such services under a health benefit plan.

3. The program shall provide for:

- (1) Public education about blindness and other eye conditions;
- (2) Screenings and eye examinations to identify conditions that may cause blindness; [and]
- (3) Treatment procedures necessary to prevent blindness;

(4) Any additional costs for vision examinations under section 167.195, RSMo, that are not covered by existing public health insurance. Subject to appropriations, moneys from the fund shall be used to pay for those additional costs, provided that the costs do not exceed ninety-nine thousand dollars per year. Payment from the fund for vision examinations under section 167.195, RSMo, shall not exceed the allowable state Medicaid reimbursement amount for vision examinations.

4. The department may contract for program development with any department-approved nonprofit organization dealing with regional and community blindness education, eye donor and vision treatment services.

5. The department may adopt rules to prescribe eligibility requirements for the program.

6. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536, RSMo."; and

Further amend said title, enacting clause and intersectional references accordingly.

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Jetton resumed the Chair.

Representative Swinger offered **House Amendment No. 1 to House Amendment No. 9.**

House Amendment No. 1
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for House Bill Nos. 1660 & 1269, Page 3, Line 21, by deleting the word “**vengeances**” and inserting in lieu thereof “**vergences**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swinger, **House Amendment No. 1 to House Amendment No. 9** was adopted.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bowman	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Hobbs	Ice	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Rucker	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 053

Aull	Baker 25	Bland	Bringer	Brooks
Brown 50	Burnett	Casey	Chappelle-Nadal	Corcoran
Curls	Dake	Darrough	Daus	Donnelly
El-Amin	Frame	Fraser	George	Harris 110
Haywood	Hoskins	Hubbard	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Salva	Schoemehl
Skaggs	Spreng	Storch	Villa	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

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PRESENT: 006

Bogetto	Harris 23	Henke	Shoemyer	Swinger
Wagner				

ABSENT WITH LEAVE: 012

Bean	Boykins	Brown 30	Bruns	Hughes
Hunter	Jackson	Johnson 61	Loehner	Marsh
Schamhorst	Vogt			

On motion of Representative Pearce, **House Amendment No. 9, as amended**, was adopted by the following vote:

AYES: 114

Aull	Avery	Baker 25	Baker 123	Bivins
Black	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Cooper 120	Corcoran	Cunningham 145	Curls
Dake	Darrough	Daus	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	El-Amin	Fisher	Flook	Frame
Franz	Fraser	George	Haywood	Henke
Hoskins	Hubbard	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lowe 39	Lowe 44	McGhee
Meadows	Meiners	Moore	Nance	Nolte
Oxford	Parker	Parson	Pearce	Pollock
Portwood	Pratt	Quinn	Roark	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Schad	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 150
Spreng	St. Onge	Swinger	Tilley	Viebrock
Villa	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wilson 119
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Young	Zweifel	Mr Speaker	

NOES: 039

Bearden	Behnen	Chinn	Cooper 155	Cooper 158
Cunningham 86	Davis	Donnelly	Emery	Ervin
Faith	Guest	Harris 23	Harris 110	Hobbs
Hunter	Ice	Lipke	May	Munzlinger
Muschany	Myers	Nieves	Page	Phillips
Rector	Richard	Robb	Sander	Sater
Schaaf	Schamhorst	Smith 118	Stevenson	Storch
Sutherland	Wildberger	Wilson 130	Yaeger	

PRESENT: 002

Fares	Threlkeld
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ABSENT WITH LEAVE: 008

Bean	Brown 30	Bruns	Hughes	Jackson
Loehner	Marsh	Vogt		

HCS HBs 1660 & 1269, as amended, was placed on the Informal Calendar.

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

SCS SB 690 - Children and Families

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 1698, 1236, 995, 1362 & 1290** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 725**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 893**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SCS SB 968**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 1016**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 1094**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 1177**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 1207**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SCS SB 749**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 819**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 828**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SCS SB 934**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Retirement, Chairman Smith (118) reporting:

Mr. Speaker: Your Committee on Retirement, to which was referred **HB 1628**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Retirement, to which was referred **SB 871**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Small Business, Chairman Ervin reporting:

Mr. Speaker: Your Committee on Small Business, to which was referred **SB 1020**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Energy and Environment, Chairman Bivins reporting:

Mr. Speaker: Your Special Committee on Energy and Environment, to which was referred **SB 1165**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Urban Issues, Chairman Hoskins reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 1930**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Utilities, Chairman Rector reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **SB 558**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Ways and Means, Chairman Sutherland reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SB 1056**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Workforce Development and Workplace Safety, Chairman Hunter reporting:

Mr. Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **HB 1465**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **HB 1868**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 37**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HJR 48**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1036**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1347**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1536**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1607**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1761**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1864**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1885**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 559**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 614**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 630**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 648**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 678**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 751**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 766**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 802**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 863**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 809**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 933**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 936**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 981**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

WITHDRAWAL OF HOUSE BILL

April 6, 2006

Mr Stephen Davis, Chief Clerk
Missouri House of Representatives
Jefferson City, MO 65101

Dear Mr. Davis:

I write to respectfully request that **House Bill No. 1960** which would change the laws regarding state individual income tax, be withdrawn from consideration.

Thank you for your assistance.

Sincerely,

/s/ Jeanette Mott Oxford
District 59

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, April 12, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Amber Boykins, District 60, hereby state and affirm that my vote as recorded on the motion for the previous question on House Amendment No. 9 to HCS HBs 1660 & 1269 as recorded in the House Journal for Tuesday, April 11, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 11th day of April 2006.

/s/ Amber Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 11th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE POLICY

Wednesday, April 12, 2006, House Chamber side gallery upon afternoon adjournment.

Executive session.

Public hearings to be held on: HCR 33, SCS SB 1008

BUDGET

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Tax credit presentation.

Public hearing to be held on: HB 1021

CHILDREN AND FAMILIES

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: SCS SB 878, SB 1197, SB 1206

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: SCS SB 870, SCS#2 SB 1003

Executive session will be held on: SB 612, SB 712, SB 881

FISCAL REVIEW

Thursday, April 13, 2006, 8:30 a.m. Hearing Room 4.

Committee will hear any perfected bills that are referred before the hearing.

Executive session may follow.

HEALTH CARE POLICY

Thursday, April 13, 2006, 8:00 a.m. Hearing Room 7.

Executive session.

Public hearings to be held on: HB 2073, HB 2087

INSURANCE POLICY

Wednesday, April 12, 2006, Hearing Room 7 upon afternoon adjournment.

Executive session may follow. CANCELLED

Public hearing to be held on: SB 1247

INSURANCE POLICY

Thursday, April 13, 2006, 9:00 a.m. Hearing Room 1.

Executive session.

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, April 12, 2006, 12:00 p.m. North (river) side of Capitol.

Will revert to Hearing Room 6 if inclement (rain) weather.

Executive session may follow.

Public hearings to be held on: HCR 40, SS SB 696

LOCAL GOVERNMENT

Thursday, April 13, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 2047, HB 1952, HB 2048, SB 1002

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 12, 2006, 12:00 p.m. Hearing Room 1.

Public hearings to be held on: HB 1956, HB 1823, HB 2050, HB 2118

RULES

Wednesday, April 12, 2006, 1:15 p.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: HR 1720

RULES [PURSUANT TO RULE 25(26)(f)]

Wednesday, April 12, 2006, 1:15 p.m. Hearing Room 6.

Public hearings to be held on: HCS HB 1900, HB 1975, HCS SB 837,

SB 900, SB 974, SB 677, SB 1084, SCS SB 1117, SB 641, SB 818,

HCS SCS SB 765, HCS SCS SBs 1001, 896 & 761

SPECIAL COMMITTEE ON GENERAL LAWS

Wednesday, April 12, 2006, 8:30 a.m. Hearing Room 4.

Executive session may follow. AMENDED

Public hearings to be held on: HJR 55, SB 919, SB 1216

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Wednesday, April 12, 2006, 12:00 p.m. Hearing Room 4.

Possible Executive session.

Public hearings to be held on: SB 980, SS SCS SB 894

SPECIAL COMMITTEE ON URBAN ISSUES

Wednesday, April 12, 2006, Hearing Room 6 upon evening adjournment.

Executive session may follow.

Public hearings to be held on: HB 2111, HB 2140

TRANSPORTATION

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1640, HB 1772, SS SB 584

UTILITIES

Wednesday, April 12, 2006, Hearing Room 5 upon morning recess.

Executive session.

VETERANS

Wednesday, April 12, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: SCS SB 1026, SCS SB 1060, SB 1189

WAYS AND MEANS

Wednesday, April 12, 2006, Hearing Room 5 upon afternoon adjournment.

Possible Executive session.

Public hearings to be held on: SB 778, SB 582

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, April 12, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1464, SB 735, SB 779

HOUSE CALENDAR

FIFTY-FIFTH DAY, WEDNESDAY, APRIL 12, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HJR 43 - Dethrow
- 4 HCS HJR 48 - Bearden

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
 - 2 HCS HB 974 - Davis
 - 3 HB 1498 - Dethrow
- (4 hours debate on Perfection)

- 4 HB 1071 - Phillips
- 5 HCS HBs 1378, 1379, 1391 & 1541 - St. Onge
- 6 HB 1619 - Sutherland
- 7 HCS HB 1620 - Sutherland
- 8 HCS HB 1141 - Jackson
- 9 HCS HB 1441, as amended, *HSA 1 for HA 3, HA 3, pending - Sutherland
- 10 HCS HB 1534 - Lembke
- 11 HCS HB 1080 - Schaaf
- 12 HCS HB 1322 - Lipke
- 13 HCS HB 1487 - Parker
- 14 HCS HB 1581 - Jetton
- 15 HCS HB 1677 - Ervin
- 16 HCS HB 1726 - Johnson (47)
- 17 HCS HB 1767 - Bruns
- 18 HCS HB 1155 - Yates
- 19 HCS HB 1194 - Cunningham (86)
- 20 HCS HB 1162 - Deeken
- 21 HB 1728 - Rector
- 22 HCS HB 1137 - Darrough
- 23 HCS HB 1873 - Lembke
- 24 HB 1412 - Portwood
- 25 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 26 HB 1499 - May
- 27 HB 1910 - Fisher
- 28 HCS HB 1928 - Ervin
- 29 HCS HB 1939 - Hunter
- 30 HCS HB 1607 - Schneider
- 31 HCS HB 1036 - Sander
- 32 HCS HB 1347 - Myers
- 33 HB 1536 - Schaaf
- 34 HCS HB 1761 - Loehner
- 35 HB 1864 - Nolte
- 36 HB 1885 - Behnen

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HBs 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1075, as amended - Davis (150 minutes debate on Perfection)
- 3 HCS HB 1944 - Hobbs (5 hours debate on Perfection)
- 4 HCS HBs 1660 & 1269, as amended - Behnen

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1884 - Behnen

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 41, (4-05-06, Page 907) - Sutherland

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1485, (Fiscal Review 4-05-06) - Icet
- 2 HCS HBs 1698, 1236, 995, 1362 & 1290 - Lipke
- 3 HCS HB 1305 - Smith (118)
- 4 HB 1065 - Tilley
- 5 HCS HB 1482 - Jackson
- 6 HCS HB 1092, (Fiscal Review 4-11-06) - Sater
- 7 HB 1905 - Jetton
- 8 HCS HBs 1045, 1152, 1267 & 1634 - Wells

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HB 1522 - Sander

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 10, (4-05-06, Page 905) - Zweifel
- 2 HCR 18, (4-05-06, Page 906) - Kuessner
- 3 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 4 HCR 37, (4-06-06, Pages 927-928) - Loehner

SENATE BILLS FOR THIRD READING - CONSENT

(4/06/06)

SCS SBs 701 & 948 - Jackson

(4/10/06)

SB 561 - Dempsey

(4/12/06)

- 1 SCS SB 630 - Bruns
- 2 SB 559 - Rector
- 3 SB 648 - Denison
- 4 SB 678 - Smith (14)
- 5 SCS SB 751 - Johnson (47)
- 6 SCS SB 802, E.C. - Rucker
- 7 SB 863 - Robinson

- 8 SB 933 - Bruns
- 9 HCS SB 981 - Behnen
- 10 HCS SB 809 - Baker (25)
- 11 SB 936 - Jones

SENATE BILLS FOR THIRD READING

- 1 SB 645 - Richard
- 2 HCS SCS SB 614 - Sutherland
- 3 SB 766 - Bruns

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FIFTY-FIFTH DAY, WEDNESDAY, APRIL 12, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend Jerry Jones, General Secretary of the United Pentecostal Church International.

Our Father, we are grateful for the kindness You have shown us, the wonderful gifts of life You have given us, and the opportunities to use them for good that You have afforded us. We thank You for the privilege of living in the United States of America, and in our beautiful state of Missouri. For liberty and prosperity we are deeply grateful.

We ask Your blessing on those who lead our State: our Governor and those who serve with him in the executive branch, the members of this legislature, as well as those who serve in our judiciary. Grant all of them Your wisdom and Your guidance in these crucial times. Give them courage to do the right in all they attempt.

Father, bless the leader of our great country: the President and Vice-President of the United States, members of our Congress, and all who serve this nation. Especially we ask You to keep Your hand upon the men and women who serve in our armed forces. Grant them Your protection as they complete their mission and come safely home.

Give each of us a heart of compassion and concern for our neighbors. Teach us to genuinely care about one another. Help us lift someone's burden, share someone's pain, and rejoice in someone's happiness, and to do it all, every day, until all our days here are over.

Forgive us our shortcomings, empower us to rise above them by Your Holy Spirit, and inspire us in all things to follow You.

This all we ask in the Name of Jesus Christ. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Michaela Whitt, Larry Jones, Rachel Bryan, Adam Bexten, Grant Haarmann, Stoney Jackson, Chelsea Faubion, Shawn Boyd, Summer Smith, Brittany Schonhorn, Scott Harris, Samantha Cwak, Tannor Kraus, Tylor Kraus, Katie Davis, Megan Vincent, Nick Schwetz, Daniel Schneier, Sara Ahlers, Stacey Hankins, Jessie Horseman, Alexis Hartenstein, Sam Sutton, Reece Frizzell, Timothy Imperiale, Lawrence Beck and Wyatt Hartenstein.

The Journal of the fifty-fourth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2188 - Representative Guest
 House Resolution No. 2189 - Representative Fraser
 House Resolution No. 2190 - Representative Aull
 House Resolution No. 2191 - Representative Nieves
 House Resolution No. 2192 - Representative Dethrow
 House Resolution No. 2193 - Representative Scharnhorst
 House Resolution No. 2194
 and
 House Resolution No. 2195 - Representative Flook
 House Resolution No. 2196
 through
 House Resolution No. 2211 - Representative Ervin
 House Resolution No. 2212
 through
 House Resolution No. 2225 - Representative Munzlinger

SPECIAL RECOGNITION

Larry Wansley was introduced by Representative Casey and recognized as an Outstanding Missourian.

Speaker Pro Tem Bearden assumed the Chair.

PERFECTION OF HOUSE JOINT RESOLUTION

HJR 43, relating to wildlife and forestry resources, was taken up by Representative Dethrow.

Representative Behnen assumed the Chair.

On motion of Representative Dethrow, **HJR 43** was ordered perfected and printed by the following vote:

AYES: 095

Baker 123	Bearden	Behnen	Bivins	Black
Bringer	Bruns	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Dake	Davis
Day	Deeken	Denison	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fisher	Frame	Franz	Guest	Harris 110
Henke	Hobbs	Hubbard	Hunter	Icet
Jones	Kelly	Kingery	Kratky	Kuessner
Lager	Lampe	Lembke	Lipke	Loehner
May	Meadows	Meiners	Moore	Munzlinger
Myers	Nance	Nieves	Nolte	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Ruestman	Sander	Sater

Schad	Scharnhorst	Schlottach	Self	Shoemyer
Silvey	Smith 118	Smith 150	Stevenson	Sutherland
Swinger	Tilley	Viebrock	Wagner	Wallace
Wasson	Wells	Weter	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Mr Speaker

NOES: 059

Aull	Avery	Baker 25	Bland	Bogetto
Bowman	Boykins	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Cunningham 86	Curls	Darrough
Daus	Dempsey	Donnelly	El-Amin	Fares
Flook	Fraser	Harris 23	Haywood	Hoskins
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Kraus	Liese	Low 39	Lowe 44	McGhee
Muschany	Oxford	Page	Parker	Rupp
Salva	Schaaf	Schneider	Schoemehl	Skaggs
Smith 14	Spreng	St. Onge	Storch	Villa
Vogt	Walsh	Walton	Whorton	Wright-Jones
Yaeger	Yates	Young	Zweifel	

PRESENT: 001

Threlkeld

ABSENT WITH LEAVE: 008

Bean	Brown 30	George	Hughes	LeVota
Marsh	Rucker	Wright 137		

PERFECTION OF HOUSE BILL

HCS HB 1620, relating to assisted living facilities, was taken up by Representative Sutherland.

HCS HB 1620 was placed on the Informal Calendar.

PERFECTION OF HOUSE BILL - INFORMAL

HCS HB 1944, relating to eminent domain, was taken up by Representative Hobbs.

Speaker Pro Tem Bearden resumed the Chair.

Representative Dethrow offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1944, Section 523.040, Page 4, Line 34, by inserting immediately after the word “**factors**” the following:

“, including the heritage value of the property. The commissioners may award an additional amount not to exceed fifty percent of the original award of damages to property owners whose property to be condemned has been added to The Missouri Century Farm Program, or is eligible to be enrolled in such program, administered

by the University of Missouri-Columbia College of Agriculture, Food and Natural Resources and the University of Missouri Extension”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Stevenson offered **House Substitute Amendment No. 1 for House Amendment No. 1.**

*House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Committee Substitute for House Bill No. 1944, Section 523.040, Page 4, Lines 33-34, by deleting the words “**any other relevant factors**” and inserting in lieu thereof the following:

“**heritage value of the property**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hobbs offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Substitute Amendment No. 1 for House Amendment No. 1 to House Committee Substitute for House Bill No. 1944, Page 1, Line 3, by inserting after the word “**property**” the following:

“.

(1) For the purposes of this section, “heritage value” shall mean a value assigned to any real property that has been owned by the same family for one or more years;

(2) The line of ownership for the property from the original settler or buyer may be through the children, grandchildren, siblings, and nephews or nieces, including through marriage or adoption to meet the standard of same family;

(3) If the ownership of the real property is by an entity, the family must control more than fifty percent of the entity in order to meet the standard of same family;

(4) A sliding scale shall be used to determine the heritage value award. If the real property has been in the same family for one year, the award for heritage value may be an additional amount not to exceed one percent of the original award of damages paid to the property owner. An additional percent increase shall be added for each year above one year, with the total award for heritage value not to exceed one hundred percent of the original award of damages paid to the property owner for the real property owned by the same family for one hundred years or more”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS HB 1944, with House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1, House Substitute Amendment No. 1 for House Amendment No. 1 and House Amendment No. 1, pending, was laid over.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2226 - Representative Baker (123)

House Resolution No. 2227

through

House Resolution No. 2231 - Representative Swinger

House Resolution No. 2232

and

House Resolution No. 2233 - Representative Chappelle-Nadal

House Resolution No. 2234 - Representative Denison

House Resolution No. 2235 - Representative Moore

House Resolution No. 2236 - Representative Black

House Resolution No. 2237 - Representative Wells

House Resolution No. 2238 - Representative Robb

House Resolution No. 2239

through

House Resolution No. 2252 - Representative Smith (118)

House Resolution No. 2253 - Representative Dixon

House Resolution No. 2254 - Representative Nance

House Resolution No. 2255 - Representative Aull

House Resolution No. 2256

through

House Resolution No. 2269 - Representative Ervin

House Resolution No. 2270 - Representative Bogetto

House Resolution No. 2271

and

House Resolution No. 2272 - Representative Schlottach

House Resolution No. 2273 - Representative Dixon

SPECIAL RECOGNITION

Anita Gorman was introduced by Representatives Nolte, Skaggs, Phillips and Silvey and recognized as an Outstanding Missourian.

PERFECTION OF HOUSE BILL

HCS HB 1873, relating to personal care assistance services, was taken up by Representative Lembke.

Representative Lembke offered **House Amendment No. 1**.

House Amendment No. 1 was withdrawn.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Hobbs	Hunter	Icet	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Loehner	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 159	Yates	Mr Speaker	

NOES: 052

Baker 25	Bland	Bogetto	Bowman	Boykins
Bringer	Burnett	Casey	Chappelle-Nadal	Corcoran
Curls	Dake	Darrough	Daus	Donnelly
Frame	Fraser	George	Harris 110	Haywood
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Kuessner	Lampe	LeVota	Liese	Low 39
Lowe 44	Meadows	Meiners	Oxford	Robinson
Roorda	Salva	Schoemehl	Skaggs	Spreng
Swinger	Villa	Vogt	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 007

Aull	Harris 23	Henke	Kratky	Page
Shoemyer	Wagner			

ABSENT WITH LEAVE: 010

Bean	Brooks	Brown 30	Brown 50	El-Amin
Hughes	Marsh	Rucker	Smith 118	Wright 137

On motion of Representative Lembke, **HCS HB 1873** was adopted.

On motion of Representative Lembke, **HCS HB 1873** was ordered perfected and printed.

PERFECTION OF HOUSE BILL - INFORMAL

HCS HB 1944, with House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1, House Substitute Amendment No. 1 for House Amendment No. 1 and House Amendment No. 1, pending, relating to eminent domain, was again taken up by Representative Hobbs.

On motion of Representative Hobbs, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

On motion of Representative Stevenson, **House Substitute Amendment No. 1 for House Amendment No. 1, as amended**, was adopted.

Representative Hobbs offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1944, Section 523.250, Page 8, Lines 8-10, by deleting all of said lines; and

Further amend said section, Pages 8-9, Lines 23-32, by deleting all of said lines; and

Further amend said section, Page 9, Lines 41-45, by deleting all of said lines; and

Further amend Section 523.253, Page 9, Line 1, by inserting immediately before the word “A” in the first instance the number “1.”; and

Further amend said page, Line 2, by inserting after the word “**property**” the following:

“, pursuant to subsection 2 of this section”; and

Further amend said page, Line 12, by inserting after said line the following:

“2. (1) Where the condemning authority, based upon its good faith belief, has determined that the fair market value of the condemned property exceeds fifteen thousand dollars, the condemning authority shall provide the owner with a copy of a summary of the damages caused by the condemnation, including an appraisal prepared by a state-licensed or state-certified real estate appraiser at the time the offer required by subsection 1 of this section is given. For other acquisitions, the condemning authority shall provide an explanation of the basis for its determination of just compensation in lieu of providing an appraisal.

(2) The appraisals referred to in this section shall be made using sound, fair, and recognized appraisal practices which are consistent with the Uniform Standards of Professional Appraisal Practice in effect at the time of the appraisal, as promulgated by the Appraisal Foundation, and any additional applicable state or federal law or regulation practice governing acquisitions by the condemning authority.”; and

Further amend said substitute, Section 253.256, Page 10, Line 10, by deleting the number “**523.250**” and inserting in lieu thereof the number “**523.253**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Rector offered **House Substitute Amendment No. 1 for House Amendment No. 2**.

*House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 1944, Section 523.250, Page 8, Lines 8-10, by deleting all of said lines; and

Further amend said section, Pages 8-9, Lines 23-32, by deleting all of said lines; and

Further amend said section, Page 9, Lines 41-45, by deleting all of said lines; and

Further amend Section 523.253, Page 9, Line 1, by inserting immediately before the word “A” in the first instance the number “1.”; and

Further amend said page, Line 2, by inserting after the word “**property**” the following:

“, pursuant to subsection 2 of this section”; and

Further amend said page, Line 12, by inserting after said line the following:

“2. (1) Where the condemning authority, based upon its good faith belief, has determined that the fair market value of the condemned property exceeds twelve thousand five hundred dollars, the condemning authority shall provide the owner with a copy of a summary of the damages caused by the condemnation, including an appraisal prepared by a state-licensed or state-certified real estate appraiser at the time the offer required by subsection 1 of this section is given. For other acquisitions, the condemning authority shall provide an explanation of the basis for its determination of just compensation in lieu of providing an appraisal.

(2) The appraisals referred to in this section shall be made using sound, fair, and recognized appraisal practices which are consistent with the Uniform Standards of Professional Appraisal Practice in effect at the time of the appraisal, as promulgated by the Appraisal Foundation, and any additional applicable state or federal law or regulation practice governing acquisitions by the condemning authority.”; and

Further amend said substitute, Section 253.256, Page 10, Line 10, by deleting the number “**523.250**” and inserting in lieu thereof the number “**523.253**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Richard offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 2.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Substitute Amendment No. 1 for House Amendment No. 2 to House Committee Substitute for House Bill No. 1944, Page 1, Line 16, by deleting the words “**twelve thousand five hundred**” and insert in lieu thereof the words “**ten thousand**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Donnelly raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 2** was improperly drafted and cannot be amended.

The Chair ruled the point of order well taken for the purpose of a technical correction.

On motion of Representative Richard, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 2** was adopted.

Representative Salva offered **House Amendment No. 2 to House Substitute Amendment No. 1 for House Amendment No. 2**.

*House Amendment No. 2
to
House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Substitute Amendment No. 1 for House Amendment No. 2 to House Committee Substitute for House Bill No. 1944, Page 2, Line 11, by inserting after all of said line the following:

“Section 2. Any existing contract for land use or real property with a governmental entity or a condemning authority shall not later be amended without full compensation in the amount of the original contract. Once funds or land titles have been exchanged, the contract is exempt from any exceptions after a period of thirty calendar days.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Bearden resumed the Chair.

On motion of Representative Salva, **House Amendment No. 2 to House Substitute Amendment No. 1 for House Amendment No. 2** was adopted.

On motion of Representative Rector, **House Substitute Amendment No. 1 for House Amendment No. 2, as amended**, was adopted.

Representative Behnen offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1944, Section 523.271, Page 11, Lines 1-3, by deleting all of said lines and inserting in lieu thereof the following:

“523.271. 1. No condemning authority shall acquire private property through the process of eminent domain for solely economic development purposes.

2. For the purposes of this section, “economic development” shall mean a use of a specific piece of property or properties which would provide an increase in the tax base, tax revenues, employment, and general economic health.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Pratt offered **House Substitute Amendment No. 1 for House Amendment No. 3**.

*House Substitute Amendment No. 1
for
House Amendment No. 3*

AMEND House Committee Substitute for House Bill No. 1944, Section 523.271, Page 11, Lines 1-3, by deleting all of said lines and inserting in lieu thereof the following:

“523.271. 1. No condemning authority shall acquire private property through the process of eminent domain for solely economic development purposes.

2. For the purposes of this section, “economic development” shall mean a use of a specific piece of property or properties which would provide an increase in the tax base, tax revenues, and employment by any political subdivision.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Behnen offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 3.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 3*

AMEND House Substitute Amendment No. 1 for House Amendment No. 3 to House Committee Substitute for House Bill No. 1944, Page 1, Line 7, by inserting after the word “**subdivision**” the following:

“or state government”; and

Further amend said substitute amendment, Page 1, Line 7, by deleting the word “**by**” and inserting in lieu thereof the word “**for**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Behnen, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 3** was adopted.

Representative Henke offered **House Amendment No. 2 to House Substitute Amendment No. 1 for House Amendment No. 3.**

*House Amendment No. 2
to
House Substitute Amendment No. 1
for
House Amendment No. 3*

AMEND House Substitute Amendment No. 1 for House Amendment No. 3 to House Committee Substitute for House Bill No. 1944, Line 4, by deleting the word “**solely**” and replacing with “**primarily**”.

Representative Henke moved that **House Amendment No. 2 to House Substitute Amendment No. 1 for House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 021

Aull	Avery	Baker 123	Behnen	Bringer
Dake	Frame	Harris 110	Henke	Johnson 90
Kuessner	Loehner	Meadows	Oxford	Roorda
Rucker	Shoemyer	Smith 150	Walton	Whorton
Witte				

NOES: 134

Baker 25	Bearden	Bivins	Black	Bland
Bogetto	Bowman	Boykins	Brooks	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Fraser	George	Guest	Harris 23
Haywood	Hobbs	Hoskins	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Low 39	Lowe 44	May	McGhee	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Silvey	Skaggs
Smith 14	Smith 118	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Wasson	Wells	Weter	Wildberger
Wilson 119	Wilson 130	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Brown 50	Hubbard	Hughes
Marsh	Wood	Wright 137		

On motion of Representative Pratt, **House Substitute Amendment No. 1 for House Amendment No. 3, as amended**, was adopted.

Representative Scharnhorst offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1944, Section 523.277, Page 11, Line 1, by deleting “**governor’s office of the general**” and inserting in lieu thereof the following:

“**office of public**”; and

Further amend said section, said page, Line 3, by deleting “**free consultations**” and inserting in lieu thereof:

“**guidance, which shall not constitute legal advice,**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Scharnhorst, **House Amendment No. 4** was adopted.

Representative Portwood offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 1944, Page 2, Section 100.420, Line 15, by inserting after said line the following language:

“238.247. 1. The district may condemn lands for a project in the name of the state of Missouri, upon prior approval by the commission, or the local transportation authority **and by ordinance of the local governing body** as appropriate, as to the necessity for the taking of* the description of the parcel and the interest taken in that parcel.

2. If condemnation becomes necessary the district shall act under chapter 523, RSMo, and may condemn a fee simple or other interest in land.

3. The district may, after prior notice to the owner to enter upon private property, survey and determine the most advantageous route and design. The district shall be liable for all damages done to the property by such inspection.

4. Any person who involuntarily transfers any interest in land to a district which becomes insolvent and comes under the jurisdiction of a court may reacquire that property by paying to the district the total amount of the condemnation award for that parcel, plus statutory interest at the statutory rate from the date of taking on the amount of that award, if the project will not be completed by either the district, the commission or a local transportation authority.

5. Whenever a district undertakes any project which results in the acquisition of real property or in any person or persons being displaced from their homes, businesses, or farms, the district shall provide relocation assistance and make relocation payments to such displaced person and do such other acts and follow such procedures as would be necessary to comply with the federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Portwood, **House Amendment No. 5** was adopted.

Representative Donnelly offered **House Amendment No. 6**.

Representative Yates raised a point of order that **House Amendment No. 6** amends previously amended material.

Representative Pratt raised an additional point of order that **House Amendment No. 6** is dilatory.

The Chair ruled the first point of order well taken.

The Chair ruled the second point of order not well taken.

Representative Vogt offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 1944, Section 1, Page 12, Line 11, by inserting after all of said line the following:

“3. In any project where redevelopment rights are acquired through the use of the power of eminent domain only after making a determination of blight, and when such redevelopment rights have been granted to two or more entities having equal rights to the redevelopment, any entity having equal rights and actively redeveloping the property shall have a cause of action against another entity in the same project who has failed to actively redevelop the property;

4. Failure to actively redevelop property shall be defined as a failure to perform any significant demolition, construction or improvement on the property in any one year period. The mere acquisition of property shall not be construed as active redevelopment;

5. The remedy for failure to actively redevelop any property acquired through the use of the power of eminent domain only after making a determination of blight shall allow the actively redeveloping party to purchase the interests and property of the party who has failed to actively redevelop the property for the fair market value of such property.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Storch offered **House Amendment No. 1 to House Amendment No. 7.**

House Amendment No. 1

to

House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Substitute for House Bill No. 1944, Page 1, Line 8, by inserting after all of said line the following:

“4. In any project where redevelopment rights are acquired through the use of the power of eminent domain only after making a determination of blight, and when such redevelopment rights have been granted to only one entity, the owner or owners of record of such property prior to the condemnation shall have a cause of action against the entity who has failed to redevelop the property.”; and

Further amend said amendment, Page 1, Line 14, by inserting after the first occurrence of the word “**party**” the following:

“or the owner or owners of record of such property prior to condemnation”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Storch moved that **House Amendment No. 1 to House Amendment No. 7** be adopted.

Which motion was defeated by the following vote:

AYES: 064

Aull	Baker 25	Black	Bogetto	Bowman
Boykins	Bringer	Brooks	Burnett	Casey
Chappelle-Nadal	Dake	Darrough	Daus	Donnelly
Dougherty	El-Amin	Flook	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Johnson 90	Kratky	Kuessner
Lampe	Lembke	LeVota	Liese	Low 39

Lowe 44	Meadows	Meiners	Myers	Oxford
Page	Robinson	Roorda	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Smith 150	Spreng
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

NOES: 091

Avery	Baker 123	Bearden	Behnen	Bivins
Bland	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Curls	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Franz	Guest	Hobbs
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Jolly	Jones	Kelly	Kingery	Kraus
Lager	Lipke	Loehner	May	McGhee
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Self	Silvey	Smith 14	Smith 118
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 159	Yates
Mr Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Brown 50	Corcoran	Hughes
Marsh	Schneider	Wright 137		

Representative Vogt moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

Representative Harris (110) offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 1944, Section 1, Page 12, Line 11, by inserting the following:

“Section 2. No condemning authority shall have the right to acquire by the exercise of the power of eminent domain any real property in fee simple or any other estate upon which a place of religious worship is situated. For the purpose of this section, a “place of religious worship” shall mean any place where an organization, church, body of communicants, or group, gathers in common membership for mutual support and edification in piety, worship and religious observances or any society of individuals united for religious purposes at a definite place. In order to qualify as a religious organization, no part of the net earnings of the organization may inure to the benefit of any private shareholder or any individual member or such organization. Such organization must have obtained an exemption from the payment of federal income taxes as provided by section 501(c)(3) or section 501(d) of the Internal Revenue Code of 1954, as amended.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Pratt offered **House Amendment No. 1 to House Amendment No. 8.**

*House Amendment No. 1
to
House Amendment No. 8*

AMEND House Amendment No. 8 to House Committee Substitute for House Bill No. 1944, Page 1, Line 13, by inserting after the word “**amended**” the following:

“, **for ten consecutive years at the same location**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pratt, **House Amendment No. 1 to House Amendment No. 8** was adopted by the following vote:

AYES: 127

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bland	Bogetto	Bringer	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	George	Guest
Harris 110	Haywood	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Lager	Lembke	Liese	Lipke
Loehner	Low 39	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Yates
Young	Mr Speaker			

NOES: 029

Aull	Baker 25	Bowman	Boykins	Brooks
Dake	Darrough	Donnelly	El-Amin	Frame
Fraser	Harris 23	Henke	Johnson 90	Kuessner
Lampe	LeVota	Lowe 44	Oxford	Robinson
Roorda	Rucker	Skaggs	Storch	Swinger
Wildberger	Wright-Jones	Yaeger	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Brown 50	Hughes	Marsh
Vogt	Wright 137			

On motion of Representative Harris (110), **House Amendment No. 8, as amended**, was adopted by the following vote:

AYES: 154

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 001

Lowe 44

ABSENT WITH LEAVE: 008

Baker 25	Bean	Brown 30	Brown 50	Hughes
Marsh	Vogt	Wright 137		

Representative Dixon assumed the Chair.

Representative Frame offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 1944, Section 3, Page 13, Line 23, by inserting after all of said line the following:

“Section 4. No condemning authority shall acquire property through the exercise of the power of eminent domain where such property’s current use is for the purpose of selling, purchasing, or trading in firearms or weapons.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Harris (110) offered **House Amendment No. 1 to House Amendment No. 9.**

*House Amendment No. 1
to
House Amendment No. 9*

AMEND House Amendment No. 9 to House Committee Substitute for House Bill No. 1944, Page 1, Line 5, by inserting after the word “weapons”:

"or acquire any property through the exercise of the power of Eminent Domain where such property will be used for the purposes of operating any establishment where embryonic stem cell research or somatic cell nuclear transfer (SCNT) occurs."

Representative Johnson (90) offered **House Substitute Amendment No. 1 for House Amendment No. 1 to House Amendment No. 9.**

Representative Bringer raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 1 to House Amendment No. 9** is out of order pursuant to Rule 45(b).

Representative Dixon requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Speaker Jetton resumed the Chair.

On motion of Representative Harris (110), **House Amendment No. 1 to House Amendment No. 9** was adopted by the following vote:

AYES: 084

Avery	Baker 123	Behnen	Bivins	Bringer
Bruns	Casey	Chinn	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Dake	Davis	Day
Deeken	Denison	Dethrow	Dixon	Dusenberg
Emery	Faith	Fisher	Frame	Franz
George	Harris 110	Henke	Hunter	Icet
Jackson	Jones	Kingery	Kuessner	Lager
Liese	Lipke	Loehner	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance

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Nieves	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Roorda
Rucker	Ruestman	Rupp	Sander	Sater
Schad	Scharnhorst	Schoemehl	Self	Shoemyer
Smith 14	Smith 118	Smith 150	Spreng	Sutherland
Swinger	Threlkeld	Viebrock	Villa	Wagner
Walsh	Wasson	Wells	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Mr Speaker	

NOES: 066

Aull	Bearden	Black	Bland	Bogetto
Bowman	Boykins	Burnett	Chappelle-Nadal	Cooper 120
Corcoran	Curls	Darrough	Daus	Dempsey
Donnelly	Dougherty	El-Amin	Ervin	Fares
Flook	Fraser	Guest	Harris 23	Haywood
Hobbs	Hoskins	Hubbard	Johnson 47	Johnson 61
Johnson 90	Jolly	Kelly	Lampe	Lembke
LeVota	Low 39	Lowe 44	May	Myers
Oxford	Page	Parker	Parson	Pearce
Robb	Robinson	Schaaf	Schlottach	Schneider
Silvey	Skaggs	Stevenson	St. Onge	Storch
Tilley	Wallace	Walton	Weter	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 001

Salva

ABSENT WITH LEAVE: 012

Baker 25	Bean	Brooks	Brown 30	Brown 50
Hughes	Kratky	Kraus	Marsh	Nolte
Vogt	Yates			

Representative Frame moved that **House Amendment No. 9, as amended**, be adopted.

Which motion was defeated by the following vote:

AYES: 023

Baker 123	Bringer	Casey	Dake	Davis
Dougherty	Ervin	Frame	Harris 110	Henke
Hoskins	Johnson 90	Kuessner	Lampe	Meadows
Robinson	Roorda	Rucker	Shoemyer	Swinger
Wagner	Whorton	Witte		

NOES: 129

Aull	Avery	Bearden	Behnen	Bivins
Black	Bland	Bogetto	Bowman	Boykins
Bruns	Burnett	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dusenberg	El-Amin	Emery	Faith	Fares

Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Haywood	Hobbs	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Jolly	Jones	Kelly	Kingery	Kraus
Lager	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Tilley	Viebrock
Villa	Wallace	Walsh	Walton	Wasson
Wells	Weter	Wildberger	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 011

Baker 25	Bean	Brooks	Brown 30	Brown 50
Hughes	Kratky	Marsh	Nolte	Salva
Vogt				

Representative Wright-Jones offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute for House Bill No. 1944, Section 523.205, Page 5, by deleting all of said section and inserting in lieu thereof the following:

“523.205. 1. Any public agency as defined in section 523.200 which is required, as a condition to the receipt of federal funds, to give relocation assistance to any displaced person is hereby authorized and directed to give similar relocation assistance to displaced persons when the property involved is being acquired for the same public purpose through the same procedures, and is being purchased solely through expenditure of state or local funds.

2. The governing body of any city, or agency thereof, prior to approval of a plan, project or area for redevelopment under the operation of chapter 99, RSMo, chapter 100, RSMo, or chapter 353, RSMo, which proposes or includes within its provisions or necessitates displacement of persons, when such displacement is not subject to the provisions of the Federal Uniform Relocation and Real Property Acquisition Policies Act of 1970 (42 U.S.C. sections 4601 to 4655, as amended) or subsection 1 of this section, shall establish by ordinance or rule a relocation policy which shall include, but not be limited to, the provisions and requirements of subsections 2 to 15 of this section, or in lieu thereof, such relocation policy shall contain provisions and requirements which are equivalent to the requirements of the Federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. sections 4601 to 4655, as amended).

3. As used in this section, the following terms shall mean:

(1) "Business", any lawful activity that is conducted:

(a) Primarily for the purchase, sale or use of personal or real property or for the manufacture, processing or marketing of products or commodities; or

(b) Primarily for the sale of services to the public;

(2) "Decent, safe and sanitary dwelling", a dwelling which meets applicable housing and occupancy codes.

The dwelling shall:

(a) Be structurally sound, weathertight and in good repair;

- (b) Contain a safe electrical wiring system;
- (c) Contain an adequate heating system;
- (d) Be adequate in size with respect to the number of rooms needed to accommodate the displaced person; and
- (e) For a handicapped person, be free of any barriers which would preclude reasonable ingress, egress or use of the dwelling;

(3) "Handicapped person", any person who is deaf, legally blind or orthopedically disabled to the extent that acquisition of another residence presents a greater burden than other persons would encounter or to the extent that modifications to the replacement residence would be necessary;

(4) "Initiation of negotiations", the delivery of the initial written offer of just compensation by the acquiring entity, to the owner of the real property, to purchase such real property for the project, or the notice to the person that he will be displaced by rehabilitation or demolition;

(5) "Person", any individual, family, partnership, corporation, or association **who has a legal right to occupy the property, including but not limited to, month-to-month tenants.**

4. Every urban redevelopment corporation acquiring property within a redevelopment area shall submit a relocation plan as part of the redevelopment plan.

5. Unless the property acquisition under the operation of chapter 99, RSMo, chapter 100, RSMo, or chapter 353, RSMo, is subject to federal relocation standards or subsection 1 of this section, the relocation plan shall provide for the following:

(1) Payments to all eligible displaced persons, as defined in **section 523.200**, who occupied the property to be acquired for not less than ninety days prior to the [initiation of negotiations] **execution of the redevelopment agreement** who are required to vacate the premises;

(2) A program for identifying special needs of displaced persons with specific consideration given to income, age, size of family, nature of business, availability of suitable replacement facilities and vacancy rates of affordable facilities;

(3) **A program for providing proper and timely notice to all displaced persons whether or not they may be displaced, including a general description of their potential rights and benefits if they are displaced, their eligibility for relocation assistance, and the nature of that assistance. The notices required for compliance with this section are as follows:**

(a) **A general information notice that shall be issued at the approval and selection of a designated redeveloper and shall inform residential and nonresidential owners and occupants of a potential project, including the potential acquisition of the property;**

(b) **A notice of relocation eligibility that shall be issued as soon as feasible after the execution of the redevelopment agreement and shall inform residential and nonresidential occupants within the project area who will be displaced of their relocation assistance and nature of that assistance, including ninety days' advanced notice of the date the occupants must vacate;**

(4) A program for referrals of displaced persons with provisions for a minimum of three decent, safe and sanitary housing referrals for residential persons or suitable referral sites for displaced businesses, a minimum of ninety days' notice of referral sites for [handicapped displaced persons and sixty days' notice of referral sites for] all [other] displaced persons prior to the date such displaced persons are required to vacate the premises, and arrangements for transportation to inspect referral sites; and

[(4)] (5) Every displaced person shall be given a ninety-day notice to vacate, prior to the date such displaced person is required to vacate the premises.

6. All displaced residential persons eligible for payments shall be provided with relocation payments based upon one of the following, at the option of the person:

(1) A [five-hundred-dollar] **one-thousand-dollar** fixed payment; or

(2) Actual reasonable costs of relocation including actual moving costs, utility deposits, key deposits, storage of personal property up to one month, utility transfer and connection fees and other initial rehousing deposits including first and last month's rent and security deposit.

7. All displaced businesses eligible for payments shall be provided with relocation payments based upon the following, at the option of the business:

(1) A [one-thousand-five-hundred-dollar] **three-thousand-dollar** fixed **moving expense** payment **and up to an additional ten thousand dollars for reestablishment expenses;** [or]

(2) Actual costs of moving including costs for packing, crating, disconnection, dismantling, reassembling and installing all personal equipment and costs for relettering similar signs and similar replacement stationery[.]; **or**

(3) **A fixed payment of a minimum of one thousand dollars up to a maximum of twenty thousand dollars instead of moving expenses (including reestablishment expenses) if the business meets the following criteria:**

- (a) The business discontinues operations;
- (b) The ownership is the same as the displaced business; and
- (c) The business does not have other locations engaged in similar business activities.

The amount of the fixed payments shall be based upon the average annual net earnings for a two-year period of business operations. The two-year period shall be the two tax years prior to the tax year in which the displacement is occurring.

8. If a displaced person demonstrates the need for an advance relocation payment, in order to avoid or reduce a hardship, the developer or public agency shall issue the payment subject to such safeguards as are appropriate to ensure that the objective of the payment is accomplished. Payment for a satisfactory claim shall be made within thirty days following receipt of sufficient documentation to support the claim. All claims for relocation payment shall be filed with the displacing agency within six months after:

- (1) For tenants, the date of displacement;
- (2) For owners, the date of displacement or the final payment for the acquisition of the real property, whichever is later.

9. Any displaced person, who is also the owner of the premises, may waive relocation payments as part of the negotiations for acquisition of the interest held by such person. [Such waiver shall be in writing, shall disclose the person's knowledge of the provisions of this section and his entitlement to payment and shall be filed with the acquiring public agency.] **However, any such waiver shall not include any notice provisions of this section, and a displaced person shall remain entitled to all of the provisions regarding programs which are contained in subdivisions (2) and (3) of subsection 5 of this section.**

10. All persons eligible for relocation benefits shall be notified in writing of the availability of such relocation payments and assistance, with such notice to be given concurrently with the notice of referral sites as required in subdivision [(3)] (4) of subsection 5 of this section.

11. Any urban redevelopment corporation, its assigns or transferees, which have been provided any assistance under the operation of chapter 99, RSMo, chapter 100, RSMo, chapter 353, RSMo, or this chapter, with land acquisition by the local governing body, shall be required to make a report to the local governing body or appropriate public agency which shall include, but not be limited to, the addresses of all occupied residential buildings and structures within the redevelopment area and the names and addresses of persons displaced by the redeveloper and specific relocation benefits provided to each person, as well as a sample notice provided to each person.

12. An urban redevelopment corporation which fails to comply with the relocation requirements provided in this section shall not be eligible for tax abatement as provided for in chapter 353, RSMo.

13. The requirements set out in this section shall be considered minimum standards. In reviewing any proposed relocation plan under the operation of chapter 99, RSMo, chapter 100, RSMo, or chapter 353, RSMo, the local governing body or public agency shall determine the adequacy of the proposal and may require additional elements to be provided.

14. Relocation assistance shall not be provided to any person who purposely resides or locates his business in a redevelopment area solely for the purpose of obtaining relocation benefits.

15. The provisions of sections 523.200 and 523.205 shall apply to land acquisitions under the operation of chapter 99, RSMo, chapter 100, RSMo, or chapter 353, RSMo, filed for approval, approved or amended on or after August 31, 1991.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Donnelly offered **House Amendment No. 1 to House Amendment No. 10.**

*House Amendment No. 1
to
House Amendment No. 10*

AMEND House Amendment No. 10 to House Committee Substitute for House Bill No. 1944, Page 4, Line 14, by inserting after all said line:

“[.]; and

(3) A payment equal to fifty percent of the fair market value of the condemned property. Such payment shall not exceed \$100,000.”.

On motion of Representative Donnelly, **House Amendment No. 1 to House Amendment No. 10** was adopted by the following vote:

AYES: 151

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hunter	Icet	Jackson	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 005

Guest	Johnson 47	Kelly	Schaaf	Wallace
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PRESENT: 000

ABSENT WITH LEAVE: 007

Baker 25	Bean	Brown 30	Brown 50	Hughes
Marsh	Vogt			

Representative Wright-Jones moved that **House Amendment No. 10, as amended**, be adopted.

Which motion was defeated by the following vote:

AYES: 063

Aull	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Johnson 61	Johnson 90	Jolly	Kratky
Kuessner	Lampe	LeVota	Liese	Low 39
Lowe 44	Meadows	Meiners	Oxford	Page
Robinson	Roorda	Rucker	Salva	Schoemehl
Shoemyer	Skaggs	Spreng	Storch	Swinger
Villa	Wagner	Walsh	Walton	Whorton
Wildberger	Witte	Wright 137	Wright 159	Wright-Jones
Yaeger	Young	Zweifel		

NOES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hubbard
Hunter	Icet	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Yates	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 008

Baker 25	Bean	Brown 30	Brown 50	Cooper 155
Hughes	Marsh	Vogt		

Representative Kuessner offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute for House Bill No. 1944, Section 523.271, Page 11, Line 3, by inserting after all of said line the following:

“In counties of the third classification, where property is acquired through the use of eminent domain, tax increment financing shall not be used for development of such property.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Johnson (47) offered **House Substitute Amendment No. 1 for House Amendment No. 11**.

*House Substitute Amendment No. 1
for
House Amendment No. 11*

AMEND House Committee Substitute for House Bill No. 1944, Section 523.271, Page 11, Line 3, by inserting after all of said line the following:

“In any county of the third classification without a township form of government and with more than eight thousand three hundred but fewer than eight thousand four hundred inhabitants, where property is acquired through the use of eminent domain, tax increment financing shall not be used for development of such property.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Cooper (120) assumed the Chair.

Representative Kuessner offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 11**.

Representative Johnson (47) raised a point of order that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 11** is out of order in that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 11** is the same as the original amendment.

Representative Yates raised an additional point of order that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 11** is a substitute amendment and is in the third degree.

Speaker Pro Tem Bearden resumed the Chair.

The Chair ruled the second point of order well taken.

On motion of Representative Johnson (47), **House Substitute Amendment No. 1 for House Amendment No. 11** was adopted.

Representative Cooper (120) resumed the Chair.

Representative Meadows offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for House Bill No. 1944, Section 523.250, Page 9, beginning with Line 49, by deleting the following:

“one hundred eighty days” and inserting “sixty days”.

Representative Nieves assumed the Chair.

Representative Meadows moved that **House Amendment No. 12** be adopted.

Which motion was defeated.

Representative Pratt assumed the Chair.

Representative Henke offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for House Bill No. 1944, Page 10, Section 523.259, Line 2, by deleting the word “**may**” and inserting in lieu thereof “**shall**”; and

Further amend House Committee Substitute for House Bill No. 1944, Page 10, Section 523.259, Line 3, by deleting the word “**may**” and inserting in lieu thereof “**shall**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henke, **House Amendment No. 13** was adopted.

Representative Harris (110) offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for House Bill No. 1944, Section 99.120, Page 1, Line 1, by inserting immediately before said line the following:

“99.020. The following terms, wherever used or referred to in sections 99.010 to 99.230, shall have the following respective meanings unless a different meaning clearly appears from the context:

(1) "Area of operation", in the case of a housing authority of a city, shall include such city; in the case of a housing authority of a county, shall include all of the county except that portion which lies within the territorial boundaries of any city as herein defined;

(2) "Authority" or "housing authority" shall mean any of the municipal corporations created by section 99.040;

(3) "Blighted" shall mean any area where [dwellings predominate which, by reason of dilapidation, overcrowding, lack of ventilation, light or sanitary facilities or any combination of these factors are detrimental to safety, health and morals] **there has been an inability to pay reasonable taxes, that is abandoned and is a significant hazard to the public health and safety. A blight determination must be made on a property by property basis;**

(4) "Bonds" shall mean any bonds, notes, interim certificates, debentures, or other obligations issued by the authority pursuant to this chapter;

(5) "City" shall mean any city, town or village in the state;

(6) "The city" shall mean the particular city for which a particular housing authority is created;

(7) "Clerk" shall mean the clerk of the city or the clerk of the county commission, as the case may be, or the officer charged with the duties customarily imposed on such clerk;

(8) "County" shall mean any county in the state;

(9) "The county" shall mean the particular county for which a particular housing authority is created;

(10) "Federal government" shall include the United States of America, the United States Department of Housing and Urban Development or any other agency or instrumentality, corporate or otherwise, of the United States of America;

(11) "Governing body" shall mean, in the case of a city, the city council, common council, board of aldermen or other legislative body of the city, and in the case of a county, the county commission or other legislative body of the county;

(12) "Housing project" shall mean any work or undertaking, whether in a blighted or other area:

(a) To demolish, clear or remove buildings. Such work or undertaking may include the adaptation of such area to public purposes, including parks or other recreation or community purposes; or

(b) To provide decent, safe and sanitary urban or rural dwellings, apartments or other living accommodations for persons of very low and lower income. Such work or undertaking may include buildings, land, equipment, facilities and other real or personal property for necessary, convenient or desirable appurtenances, streets, sewers, water service, site preparation, gardening, administrative, community, health, welfare or other purposes. Such work or undertaking may also include housing, for persons of moderate income, offices, stores, solar energy access, parks, and recreational and educational facilities, provided that such activities be undertaken only in conjunction with the provision of housing for persons of very low and lower income, and provided further that any profit of the authority shall be distributed as provided in subsection 3 of section 99.080; or

(c) To accomplish a combination of the foregoing. The term "housing project" also may be applied to the planning of the buildings and improvements, the acquisition of property; the demolition of existing structures, the construction, reconstruction, alteration and repair of the improvements and all other work in connection therewith;

(d) In the planning and carrying out of any housing project owned and operated by a housing authority, a housing authority shall establish procedures for allocating any training and employment opportunities which may arise from such activity to qualified persons of very low and lower income who have been unemployed for one year or more and reside within the area of operation of the housing authority;

(13) "Mayor" shall mean the elected mayor of the city or the elected officer thereof charged with duties customarily imposed on the mayor or executive head of the city;

(14) "Obligee of the authority" or "obligee" shall include any bondholder, trustee or trustees for any bondholders, or lessor demising to the authority property used in connection with a housing project, or any assignee or assignees of such lessor's interest or any part thereof, and the federal government when it is a party to any contract with the authority;

(15) "Persons of very low income" means those persons or families whose annual income does not exceed fifty percent of the median income for the area. "Persons of lower income" means those persons or families whose annual income is greater than fifty but does not exceed eighty percent of the median income for the area. "Persons of moderate income" means those persons or families whose annual income is greater than eighty but does not exceed one hundred and fifty percent of the median income for the area. For purposes of this subdivision, median income for the area shall be determined in accordance with section 1437a, Title 42, United States Code, including any amendments thereto. Any and all references to "persons of low income" in this chapter shall mean persons of very low, lower or moderate income as defined herein;

(16) "Profit" shall mean the difference between gross revenues and necessary and ordinary business expenses, including debt service, if any;

(17) "Real property" shall include all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith, and every estate, interest and right, legal or equitable, therein, including terms for years and liens by way of judgment, mortgage or otherwise and the indebtedness secured by such liens."; and

Further amend said substitute, Section 100.420, Page 2, Line 15, by inserting immediately after said line the following:

"353.020. The following terms, whenever used or referred to in this chapter, mean:

(1) "Area", that portion of the city which the legislative authority of such city has found or shall find to be blighted so that the clearance, replanning, rehabilitation, or reconstruction thereof is necessary to effectuate the purposes of this law. Any such area may include buildings or improvements not in themselves blighted, and any real property, whether improved or unimproved, the inclusion of which is deemed necessary for the effective clearance, replanning, reconstruction or rehabilitation of the area of which such buildings, improvements or real property form a part;

(2) "Blighted area", that portion of the city within which the legislative authority of such city determines [that by reason of age, obsolescence, inadequate or outmoded design or physical deterioration have become economic and social liabilities, and that such conditions are conducive to ill health, transmission of disease, crime or] **on a property by property basis to be abandoned, a significant hazard to public health and safety, and that the property owner has the** inability to pay reasonable taxes;

(3) "City" or "such cities", any city within this state and any county of the first classification with a charter form of government and a population of at least nine hundred thousand inhabitants or any county with a charter form of

government and with more than six hundred thousand but less than seven hundred thousand inhabitants. The county's authority pursuant to this chapter shall be restricted to the unincorporated areas of such county;

(4) "Development plan", a plan, together with any amendments thereto, for the development of all or any part of a blighted area, which is authorized by the legislative authority of any such city;

(5) "Legislative authority", the city council or board of aldermen of the cities affected by this chapter;

(6) "Mortgage", a mortgage, trust indenture, deed of trust, building and loan contract, or other instrument creating a lien on real property, to secure the payment of an indebtedness, and the indebtedness secured by any of them;

(7) "Real property" includes lands, buildings, improvements, land under water, waterfront property, and any and all easements, franchises and hereditaments, corporeal or incorporeal, and every estate, interest, privilege, easement, franchise and right therein, or appurtenant thereto, legal or equitable, including restrictions of record, created by plat, covenant or otherwise, rights-of-way and terms for years;

(8) "Redevelopment", the clearance, replanning, reconstruction or rehabilitation of any blighted area, and the provision for such industrial, commercial, residential or public structures and spaces as may be appropriate, including recreational and other facilities incidental or appurtenant thereto;

(9) "Redevelopment project", a specific work or improvement to effectuate all or any part of a development plan;

(10) "Urban redevelopment corporation", a corporation organized pursuant to this chapter; except that any life insurance company organized pursuant to the laws of, or admitted to do business in, the state of Missouri may from time to time within five years after April 23, 1946, undertake, alone or in conjunction with, or as a lessee of any such life insurance company or urban redevelopment corporation, a redevelopment project pursuant to this chapter, and shall, in its operations with respect to any such redevelopment project, but not otherwise, be deemed to be an urban redevelopment corporation for the purposes of this section and sections 353.010, 353.040, 353.060 and 353.110 to 353.160.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative El-Amin offered **House Amendment No. 1 to House Amendment No. 14.**

*House Amendment No. 1
to
House Amendment No. 14*

AMEND House Amendment No. 14 to House Committee Substitute for House Bill No. 1944, Page 5, Line 22, by inserting after said line the following:

“Further amend said bill, Section 523.274, Page 11, Lines 4-5, by deleting “**If the condemning authority finds that the area is predominantly blighted, it may proceed with condemnation of any parcels in such area.**”“; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative El-Amin, **House Amendment No. 1 to House Amendment No. 14** was adopted by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest

Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Brown 50	Corcoran	Hughes
Kratky	Marsh	Vogt		

Representative Harris (110) moved that **House Amendment No. 14, as amended**, be adopted.

Which motion was defeated by the following vote:

AYES: 021

Avery	Behnen	Bringer	Casey	Dake
Davis	El-Amin	Frame	Harris 110	Haywood
Henke	Kuessner	Lembke	May	Meadows
Oxford	Portwood	Roorda	Shoemyer	Smith 150
Whorton				

NOES: 134

Aull	Baker 25	Baker 123	Bearden	Bivins
Black	Bland	Bogetto	Bowman	Boykins
Bruns	Burnett	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 61

Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Lager	Lampe	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
McGhee	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Silvey	Skaggs	Smith 14	Smith 118	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 007

Bean	Brown 30	Brown 50	Corcoran	Hughes
Marsh	Vogt			

On motion of Representative Hobbs, **HCS HB 1944, as amended**, was adopted.

On motion of Representative Hobbs, **HCS HB 1944, as amended**, was ordered perfected and printed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Curls
Dake	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad

Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yates	Young	Zweifel	Mr Speaker

NOES: 007

Corcoran	Darrough	George	Lowe 44	Oxford
Spreng	Yaeger			

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Brown 50	Hughes	Marsh
Vogt				

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 1930 - Utilities

REFERRAL OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 49 - Utilities

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1837 - Fiscal Review (Fiscal Note)
HB 1734 - Crime Prevention and Public Safety
HB 1803 - Transportation
HB 2026 - Financial Institutions
HB 2027 - Local Government
HB 2061 - Transportation
HB 2108 - Special Committee on Energy and Environment
HB 2127 - Special Committee on Energy and Environment
HB 2143 - Elementary and Secondary Education
HB 2158 - Elections

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SBs 613, 1030 & 899 - Utilities
SCS SB 616 - Senior Citizen Advocacy
SB 643 - Agriculture Policy
SCS SB 646 - Local Government
SB 689 - Elections
SS SCS SB 718 - Financial Institutions
SCS SB 746 - Local Government
SB 780 - Utilities
SCS SB 798 - Professional Registration and Licensing
SB 804 - Judiciary
SB 822 - Health Care Policy
SS SCS SB 825 - Job Creation and Economic Development
SCS SRB 848 - Special Committee on General Laws
SCS SBs 858 & 868 - Health Care Policy
SS SCS SB 892 - Financial Institutions
SCS SBs 905 & 910 - Insurance Policy
SCS SB 1064 - Transportation
SS SB 1066 - Utilities

COMMITTEE REPORTS

Committee on Budget, Chairman Icet reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1021**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Children and Families, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **SB 618**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Children and Families, to which was referred **SCS SB 878**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Children and Families, to which was referred **SB 1197**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Conservation and Natural Resources, Chairman Hobbs reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HCR 34**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE CONCURRENT RESOLUTION NO. 34

WHEREAS, sport fishing is a great industry, recreation, and occupation in Missouri; and

WHEREAS, hand fishing, which is also referred to as "noodling", for channel, blue, and flathead catfish is one of the ultimate challenges in the arena of sport fishing; and

WHEREAS, The United States Fish and Wildlife Service survey in 2001 found that there are approximately 467,000 catfish anglers in Missouri over the age of sixteen and by Missouri law, they can catch five flathead fish 365 days a year or 1,825 flathead fish for each permit sold; and

WHEREAS, Dr. Mark Morgan at the University of Missouri-Columbia conducted a study and found that there are approximately 2,000 hand fishers in Missouri, who are asking the Missouri Department of Conservation to allow them to hand catch five channel, blue, or flathead catfish in a sixty-day statewide season for each permit sold, which would be 0.000012 percent of the available catch of catfish anglers; and

WHEREAS, the Missouri Department of Conservation is responsible for all Missouri state fishing and game regulations and should provide hand fishers with appropriate information and regulations; and

WHEREAS, recognizing and respecting the Research Division of the Missouri Department of Conservation, they should continue balanced research on hand fishing for channel, blue, and flathead catfish; and

WHEREAS, it is the desire for some sport fishers to participate in hand fishing of channel, blue, and flathead catfish in Missouri; and

WHEREAS, hand fishing is a legalized sport in 12 States, 5 of which surround Missouri; and

WHEREAS, the legalization of hand fishing is supported by the Missouri Farm Bureau, the Missouri Farmer's Union, MoFED, and the Missouri Trappers Association:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby strongly encourage the Missouri Department of Conservation to have a regulated statewide hand fishing season for channel, blue, and flathead catfish from June first to July thirty-first beginning in 2007 to allow hand fishers to take five of these fish by hand; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copies of this resolution for the Commissioners of the Missouri Department of Conservation.

Committee on Corrections and Public Institutions, Chairman Kelly reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **SB 612**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **SB 712**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **SCS SB 870**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **SB 881**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **SCS#2 SB 1003**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SCS SB 666**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 977**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SCS SB 1086**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Elections, Chairman May reporting:

Mr. Speaker: Your Committee on Elections, to which was referred **SB 726**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Elementary and Secondary Education, Chairman Cunningham (86) reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HCS HBs 2008, 1901, 1218 & 1062**, begs leave to report it has examined the same and recommends that the **House Committee Substitute No. 2 Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SCS SB 580**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SCS SB 769**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 834**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 1085**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Higher Education, Chairman Kingery reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 2038**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules

Mr. Speaker: Your Committee on Higher Education, to which was referred **SCS SB 650**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Higher Education, to which was referred **SCS SB 1122**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Judiciary, Chairman Pratt reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1082**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 785**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 845**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 1045**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 1146**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 1208**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SCS SB 756**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 1057**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Agri-Business, Chairman Munzlinger reporting:

Mr. Speaker: Your Special Committee on Agri-Business, to which was referred **HB 1749**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Agri-Business, to which was referred **HB 1970**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Agri-Business, to which was referred **SCS SB 773**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on General Laws, Chairman Roark reporting:

Mr. Speaker: Your Special Committee on General Laws, to which was referred **HJR 55**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on General Laws, to which was referred **HB 1642**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on General Laws, to which was referred **HB 1814**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on General Laws, to which was referred **SB 919**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on General Laws, to which was referred **SB 1216**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1704**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

House Committee Amendment No. 1

AMEND House Bill No. 1704, Page 1, In the Title, Line 3, by inserting at the end of said line the following:

"with an emergency clause"; and

Further amend said bill, Page 4, Section 302.171, Line 85, by inserting after all of said line the following:

"Section B. Because immediate action is necessary to ensure that Missouri's elderly citizens are able to traverse the highways of Missouri, the repeal and reenactment of section 302.171 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 302.171 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said title, enacting clause and intersectional references accordingly.

Mr. Speaker: Your Committee on Transportation, to which was referred **SCS SBs 667, 704, 941, 956 & 987**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **SCS SB 747**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 931**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 952**, begs leave to report it has examined the same and recommends that it **Do Not Pass**.

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 990**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent with House Committee Amendment No. 1**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

House Committee Amendment No. 1

AMEND Senate Bill No. 990, Page 1, Section A, Line 2, by inserting after all of said line the following:

"227.308. The portion of highway H located within the county of the third classification without a township form of government and with more than fourteen thousand nine hundred but fewer than fifteen thousand inhabitants from the intersection of highway 72 to the intersection of highway DD shall be named the "Deputy Joann Barnes Memorial Highway". The costs for such designation shall be paid for by private donations."; and

Further amend said title, enacting clause and intersectional references accordingly.

Mr. Speaker: Your Committee on Transportation, to which was referred **SCS SB 1048**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **SCS SB 1059**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 1139**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **SCS SB 830**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **SB 964**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **SCS SB 1026**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **SCS SB 1060**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Veterans, to which was referred **SB 1189**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HR 1720**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 1720

WHEREAS, the Missouri House of Representatives recognizes the importance of empowering citizens to actively participate in the democratic process; and

WHEREAS, the Missouri House of Representatives has a long tradition of rendering assistance to those organizations that sponsor projects in the interest of good citizenship; and

WHEREAS, the Cooperative Youth Conference & Leadership sponsored by the Association of Missouri Electric Cooperatives is an educational experience in state government for youth by allowing such youth to participate in the democratic process:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, hereby grant the Cooperative Youth Conference & Leadership Experience permission to use the House Chamber on Thursday, July 27, 2006, from 7 a.m. to 5 p.m.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1900**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1975**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 641**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 677**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 765**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 818**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 900**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 932**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 974**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SBs 1001, 896 & 761**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1084**, begs leave to report it has examined the same and recommends that it **Be Returned to Committee of Origin**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 1117**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

INTRODUCTION OF HOUSE BILL - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

HB 1022, introduced by Representatives Icet, Jetton, Bearden, Robb, Wilson (130), Dixon, Dempsey, Guest, Hobbs, Ruestman, Kingery, Deeken, Moore, Sander, May, Behnen, Self, Sater, Rector and Weter, to appropriate money for scholarships, planning, expenses, and for capital improvements including, but not limited to, major additions and renovations, new structures, and land improvements or acquisitions for the fiscal period beginning July 1, 2006 and ending June 30, 2007.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, April 13, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Fifty-fourth Day, Tuesday, April 11, 2006, Page 1000, Line 5, by inserting immediately after said line the following:

REFERRAL OF HOUSE BILL

HCS HB 1092 - Fiscal Review (Fiscal Note)

Page 1002, Line 6, by inserting immediately after said line the following:

Special Committee on Healthcare Facilities, Chairman Schaaf reporting:

Mr. Speaker: Your Special Committee on Healthcare Facilities, to which was referred **SB 1155**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

AFFIDAVIT

I, State Representative Jim Avery, District 95, hereby state and affirm that my vote as recorded on the motion to adopt House Amendment No. 1 to House Amendment No. 7 to HCS HB 1944 of the House Journal for Wednesday, April 12, 2006 showing that I voted "no" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of April 2006.

/s/ Jim Avery
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 12th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

FISCAL REVIEW

Thursday, April 13, 2006, 8:30 a.m. Hearing Room 4.

Committee will hear any perfected bills that are referred before the hearing.

Executive session may follow. CANCELLED

HEALTH CARE POLICY

Thursday, April 13, 2006, 8:00 a.m. Hearing Room 7.

Executive session.

Public hearings to be held on: HB 2073, HB 2087

INSURANCE POLICY

Thursday, April 13, 2006, 9:00 a.m. Hearing Room 1.

Executive session.

LOCAL GOVERNMENT

Thursday, April 13, 2006, 8:00 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: HB 2047, HB 1952, HB 2048, SB 1002

RULES

Thursday, April 13, 2006, 9:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HR 1131

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, April 13, 2006, 9:00 a.m. Hearing Room 3.

Public hearings to be held on: HCS HB 2040, SB 558, HCS SCS SB 968, SB 1207, SB 1094, SB 1016, SB 1177, SB 828, HCS SB 893, HCS SB 819, HCS SB 725, SB 1056, SCS SB 749, SCS SB 934, SB 1155, SB 1020, SB 871

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, April 13, 2006, Hearing Room 7 upon morning adjournment.

CORRECTED NOTICE

Public hearings to be held on: HJR 55, HB 1423, SB 1189, SB 1139, SB 1197, SB 618, SB 1208, SB 785, SCS SB 1060, SB 845, SB 1085, HCS SCS SB 1086, SCS SB 1059, SB 1146, SCS SB 830, SB 964, SCS SB 870, SCS#2 SB 1003, HCS SCS SB 769, HCS SB 834, SB 919, HCS SB 712, SB 931, HCS SCS SB 1122, SB 1216, HCS SB 1045, SB 881, SB 612, SCS SBs 667, 704, 941, 956 & 987, SCS SB 580, SB 726, SCS SB 650, SB 1057, HCS SCS SB 756, HCS SB 977, SB 990, SCS SB 747

HOUSE CALENDAR

FIFTY-SIXTH DAY, THURSDAY, APRIL 13, 2006

HOUSE BILL FOR SECOND READING - APPROPRIATIONS

HB 1022

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 6 HB 1619 - Sutherland
- 7 HCS HB 1141 - Jackson
- 8 HCS HB 1441, as amended, *HSA 1 for HA 3, HA 3, pending - Sutherland
- 9 HCS HB 1534 - Lembke
- 10 HCS HB 1080 - Schaaf

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- 11 HCS HB 1322 - Lipke
- 12 HCS HB 1487 - Parker
- 13 HCS HB 1581 - Jetton
- 14 HCS HB 1677 - Ervin
- 15 HCS HB 1726 - Johnson (47)
- 16 HCS HB 1767 - Bruns
- 17 HCS HB 1155 - Yates
- 18 HCS HB 1194 - Cunningham (86)
- 19 HCS HB 1162 - Deeken
- 20 HB 1728 - Rector
- 21 HCS HB 1137 - Darrough
- 22 HB 1412 - Portwood
- 23 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 24 HB 1499 - May
- 25 HB 1910 - Fisher
- 26 HCS HB 1928 - Ervin
- 27 HCS HB 1939 - Hunter
- 28 HCS HB 1607 - Schneider
- 29 HCS HB 1036 - Sander
- 30 HCS HB 1347 - Myers
- 31 HB 1536 - Schaaf
- 32 HCS HB 1761 - Loehner
- 33 HB 1864 - Nolte
- 34 HB 1885 - Behnen
- 35 HCS HB 1900 - Dempsey
- 36 HB 1975 - Cunningham (145)

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1075, as amended - Davis (150 minutes debate on Perfection)
- 3 HCS HB 1660 & 1269, as amended - Behnen
- 4 HCS HB 1620 - Sutherland

HOUSE BILL FOR PERFECTION - FEDERAL MANDATE

HB 1884 - Behnen

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 41, (4-05-06, Page 907) - Sutherland

HOUSE JOINT RESOLUTION FOR THIRD READING

HJR 43 - Dethrow

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1485, (Fiscal Review 4-05-06) - Icet
- 2 HCS HB 1698, 1236, 995, 1362 & 1290 - Lipke
- 3 HCS HB 1305 - Smith (118)
- 4 HB 1065 - Tilley
- 5 HCS HB 1482 - Jackson
- 6 HCS HB 1092, (Fiscal Review 4-11-06) - Sater
- 7 HB 1905 - Jetton
- 8 HCS HB 1045, 1152, 1267 & 1634 - Wells
- 9 HB 1865 - Bearden
- 10 HCS HB 1837, (Fiscal Review 4-12-06) - Yates
- 11 HCS HB 1873, E.C. - Lembke
- 12 HCS HB 1944 - Hobbs

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HB 1522 - Sander

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 10, (4-05-06, Page 905) - Zweifel
- 2 HCR 18, (4-05-06, Page 906) - Kuessner
- 3 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 4 HCR 37, (4-06-06, Pages 927-928) - Loehner

SENATE BILLS FOR THIRD READING - CONSENT

(4/06/06)

SCS SBs 701 & 948 - Jackson

(4/10/06)

SB 561 - Dempsey

(4/12/06)

- 1 SCS SB 630 - Portwood
- 2 SB 559 - Rector
- 3 SB 648 - Denison
- 4 SB 678 - Smith (14)
- 5 SCS SB 751 - Johnson (47)
- 6 SCS SB 802, E.C. - Rucker
- 7 SB 863 - Robinson
- 8 SB 933 - Bruns
- 9 HCS SB 981 - Behnen

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- 10 HCS SB 809 - Baker (25)
- 11 SB 936 - Jones

(4/13/06)

- 1 SB 641 - Cunningham (145)
- 2 SB 677 - Threlkeld
- 3 HCS SCS SB 765, E.C. - Weter
- 4 SB 900 - Moore
- 5 HCS SCS SB 932 - Wilson (119)
- 6 SB 974 - Dempsey
- 7 SCS SB 1117 - Stouffer

SENATE BILLS FOR THIRD READING

- 1 SB 645 - Richard
- 2 HCS SCS SB 614 - Sutherland
- 3 SB 766 - Bruns
- 4 SB 818 - Smith (118)
- 5 HCS SCS SBs 1001, 896 & 761, E.C. - St. Onge

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FIFTY-SIXTH DAY, THURSDAY, APRIL 13, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

*Today is the birthday of Thomas Jefferson (1743-1826),
In honor of Whom Jefferson City is named.
And the third president of the United States.*

A question he posed:

“... can the liberties of a nation be thought secure when we have removed their only firm basis, a conviction in the minds of the people that these liberties are of the gift of God?”

(Notes on the State of Virginia)

Let us pray.

Almighty God, we thank You that most of the people of our nation believe in You. Your Holy Spirit has placed this awareness in their minds and allowed them to experience Your presence in their lives.

Help us all, O God, to grow to a greater faith in You; so that we, like Jefferson, may recognize that You, the Creator, are the basis of our liberties, and that Your Commandments are the basis of our choices and actions.

We pray to You our God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Theodore Muschany, Kramer Knipp, Jordan Esry, Andrew "Drew" Vines, Greg Fleissner, Micah Gaeddert, Jenny Baldwin, Caroline Moore, Jessica Probst, Jennifer Probst, Julia Probst and Jimmy Siettmann.

The Journal of the fifty-fifth day was approved as corrected.

HOUSE RESOLUTIONS

Representative Jetton offered House Resolution No. 2295.

Representative Schneider offered House Resolution No. 2345.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2274 - Representative Kelly
House Resolution No. 2275 - Representative Liese
House Resolution No. 2276 - Representative Kratky
House Resolution No. 2277 - Representative May
House Resolution No. 2278 - Representative Schad
House Resolution No. 2279 - Representative LeVota, et al.
House Resolution No. 2280 - Representative Wallace
House Resolution No. 2281
through
House Resolution No. 2283 - Representative McGhee
House Resolution No. 2284
and
House Resolution No. 2285 - Representative Scharnhorst
House Resolution No. 2286
and
House Resolution No. 2287 - Representative Witte
House Resolution No. 2288
through
House Resolution No. 2292 - Representative Nolte
House Resolution No. 2293 - Representative Wilson (130), et al.
House Resolution No. 2294 - Representative Viebrock
House Resolution No. 2296
through
House Resolution No. 2302 - Representative Pratt, et al.
House Resolution No. 2303 - Representative Wagner
House Resolution No. 2304
through
House Resolution No. 2317 - Representative Scharnhorst
House Resolution No. 2318
through
House Resolution No. 2333 - Representative Denison
House Resolution No. 2334
through
House Resolution No. 2344 - Representative Aull
House Resolution No. 2346 - Representative Fisher
House Resolution No. 2347 - Representative Nolte

SECOND READING OF HOUSE BILL - APPROPRIATIONS

HB 1022 was read the second time.

SPECIAL RECOGNITION

The Belton High School Varsity Cheerleading Team was introduced by Representative Baker (123) and recognized for attaining First Place in the Co-ed Small Division Missouri State Cheerleading Competition.

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review (Fiscal Note), to which was referred **HCS HB 1485**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Representative Nieves assumed the Chair.

THIRD READING OF HOUSE JOINT RESOLUTION

HJR 43, relating to wildlife and forestry, was taken up by Representative Dethrow.

On motion of Representative Dethrow, **HJR 43** was read the third time and passed by the following vote:

AYES: 094

Baker 123	Bearden	Behnen	Bivins	Black
Bowman	Bringer	Bruns	Casey	Chinn
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Dake
Davis	Day	Deeken	Denison	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Ervin
Faith	Fisher	Frame	Franz	Guest
Harris 110	Henke	Hobbs	Hunter	Icet
Jackson	Jones	Kelly	Kingery	Kuessner
Lager	Lampe	Lembke	Lipke	Loehner
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Myers	Nance	Nieves	Nolte
Parson	Pearce	Phillips	Pollock	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Ruestman	Sander	Sater
Schad	Scharnhorst	Schlottach	Self	Shoemyer
Silvey	Smith 118	Smith 150	Stevenson	Sutherland
Swinger	Tilley	Viebrock	Wagner	Wallace
Wells	Weter	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Mr Speaker	

NOES: 061

Aull	Avery	Baker 25	Bogetto	Boykins
Brooks	Brown 50	Burnett	Chappelle-Nadal	Corcoran
Cunningham 86	Curls	Darrough	Daus	Dempsey
Donnelly	El-Amin	Fares	Flook	Fraser
George	Harris 23	Haywood	Hoskins	Hubbard
Johnson 47	Johnson 61	Johnson 90	Jolly	Kratky
Kraus	LeVota	Liese	Low 39	Lowe 44

Muschany	Oxford	Page	Parker	Portwood
Rucker	Rupp	Salva	Schaaf	Schneider
Schoemehl	Skaggs	Smith 14	Spreng	St. Onge
Storch	Villa	Vogt	Walsh	Walton
Wildberger	Wright-Jones	Yaeger	Yates	Young
Zweifel				

PRESENT: 002

Threlkeld	Whorton
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ABSENT WITH LEAVE: 006

Bean	Bland	Brown 30	Hughes	Marsh
Wasson				

Representative Nieves declared the bill passed.

Representative Fraser assumed the Chair.

THIRD READING OF HOUSE BILLS

HCS HB 1944, relating to eminent domain, was taken up by Representative Hobbs.

On motion of Representative Hobbs, **HCS HB 1944** was read the third time and passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley

Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 004

George	Lowe 44	Oxford	Spreng
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PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Hughes	Marsh	Parker
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Representative Fraser declared the bill passed.

Representative Nieves resumed the Chair.

HCS HB 1485, relating to an income tax credit, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1485** was read the third time and passed by the following vote:

AYES: 125

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bringer	Bruns	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Dake	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Ervin
Faith	Fisher	Flook	Frame	Franz
George	Guest	Harris 110	Henke	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 90	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lembke	LeVota
Liese	Lipke	Loehner	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nieves	Nolte	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yaeger	Yates	Mr Speaker

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NOES: 032

Baker 25	Bland	Bogetto	Bowman	Boykins
Brooks	Brown 50	Burnett	Chappelle-Nadal	Curls
Darrough	Donnelly	El-Amin	Fares	Fraser
Harris 23	Haywood	Johnson 47	Johnson 61	Jolly
Lampe	Low 39	Lowe 44	Oxford	Page
Skaggs	Storch	Wildberger	Witte	Wright-Jones
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Hughes	Marsh	Nance
Parker				

Representative Nieves declared the bill passed.

HCS HBs 1698, 1236, 995, 1362 & 1290, relating to sexual offenders, was taken up by Representative Lipke.

On motion of Representative Lipke, **HCS HBs 1698, 1236, 995, 1632 & 1290** was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hunter
Iceet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger

Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Hughes	Marsh	Parker
Stevenson				

Representative Nieves declared the bill passed.

HCS HB 1305, relating to public employee retirement systems, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **HCS HB 1305** was read the third time and passed by the following vote:

AYES: 145

Aull	Avery	Baker 25	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	Liese	Lipke
Loehner	May	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Zweifel

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NOES: 010

Brooks	Burnett	Donnelly	Harris 23	Johnson 90
Jolly	LeVota	Low 39	Lowe 44	Young

PRESENT: 000

ABSENT WITH LEAVE: 008

Baker 123	Bean	Brown 30	Hughes	Marsh
McGhee	Parker	Mr Speaker		

Representative Nieves declared the bill passed.

Representative Fraser resumed the Chair.

HB 1065, relating to corrections employees compensation, was taken up by Representative Tilley.

Representative Tilley offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Bill No. 1065, Page 3, Section 217.107, Line 56, by inserting immediately after said line the following;

**“(5) CSH Pay Grid (\$30.00 per month, per year)
Years of Service Pay per month”**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Tilley, **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Tilley, **HB 1065, as amended**, was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners

Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Hughes	Marsh	Parker
Rector				

Representative Fraser declared the bill passed.

HCS HB 1482, relating to National Guard educational grants, was taken up by Representative Jackson.

On motion of Representative Jackson, **HCS HB 1482** was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson

Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brooks	Brown 30	Hughes	Marsh
Parker				

Representative Fraser declared the bill passed.

HB 1905, relating to supplemental food stamp assistance, was taken up by Representative Jetton.

On motion of Representative Jetton, **HB 1905** was read the third time and passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Myers	Nance
Nieves	Nolte	Oxford	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland

Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 003

Baker 123	Ervin	Lager
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PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Cunningham 86	Hughes	Marsh
Muschany	Parker	Schad		

Representative Fraser declared the bill passed.

HCS HBs 1045, 1152, 1267 & 1634, relating to memorial highways and bridges, was taken up by Representative Wells.

On motion of Representative Wells, **HCS HBs 1045, 1152, 1267 & 1634** was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells

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Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 001

Daus

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Chappelle-Nadal	Hughes	Kraus
Marsh	Parker			

Representative Fraser declared the bill passed.

HB 1865, relating to higher education, was taken up by Representative Bearden.

On motion of Representative Bearden, **HB 1865** was read the third time and passed by the following vote:

AYES: 084

Avery	Baker 123	Bearden	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Emery	Ervin	Faith	Fisher	Flook
Franz	Guest	Hoskins	Hubbard	Hunter
Ice	Jackson	Jones	Kelly	Kingery
Lembke	Lipke	Loehner	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parson	Phillips	Pollock
Portwood	Quinn	Rector	Richard	Roark
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Mr Speaker	

NOES: 071

Aull	Baker 25	Behnen	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dusenberg	El-Amin
Fares	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hobbs	Johnson 47
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lager	Lampe	LeVota	Liese	Low 39
Lowe 44	Meadows	Meiners	Oxford	Page
Pearce	Pratt	Robb	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Vogt	Wagner

Wallace	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Yates	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Chappelle-Nadal	Hughes	Kraus
Marsh	Parker	Spreng		

Representative Fraser declared the bill passed.

Speaker Jetton resumed the Chair.

HCS HB 1873, relating to personal care assistance services, was taken up by Representative Lembke.

On motion of Representative Lembke, **HCS HB 1873** was read the third time and passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

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NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Chappelle-Nadal	Hughes	Kraus
Marsh	Parker	Spreng	Wildberger	

Speaker Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Bean	Brown 30	Chappelle-Nadal	El-Amin	Hughes
Kraus	Marsh	McGhee	Parker	Spreng
Wagner	Wildberger			

PERFECTION OF HOUSE BILL

HCS HB 1441, as amended, with House Substitute Amendment No. 1 for House Amendment No. 3 and House Amendment No. 3, pending, relating to the Large Carnivore Act, was taken up by Representative Sutherland.

House Substitute Amendment No. 1 for House Amendment No. 3 was withdrawn.

Representative Baker (25) offered **House Substitute Amendment No. 2 for House Amendment No. 3**.

*House Substitute Amendment No. 2
for
House Amendment No. 3*

AMEND House Committee Substitute for House Bill No. 1441, Page 4, Section 578.610, Lines 7-9, by deleting all of said lines and inserting in lieu thereof the following:

“insurance in an amount of not less than two hundred fifty thousand dollars. Each person subject to the provisions”; and

Further amend said page, Line 11, by deleting the words **“for the large carnivore. However, the director of”**; and

Further amend said page, Lines 12-13, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baker (25), **House Substitute Amendment No. 2 for House Amendment No. 3** was adopted.

Representative Smith (150) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1441, Page 1, In the Title, Line 2, by deleting the word "thirteen" and inserting in lieu thereof the word "fourteen"; and

Further amend said bill, Page 1, Section A, Line 1, by deleting the word "thirteen" and inserting in lieu thereof the word "fourteen"; and

Further amend said bill, Page 1, Section A, Line 3, by deleting "and 578.624" and inserting in lieu thereof the following: "578.624, and 1"; and

Further amend said bill, Page 6, Section 578.624, Line 9, by inserting after all of said line the following:

"Section 1. No moneys collected under section 273.327, RSMo, shall be used to operate or administer the large carnivore act."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Smith (150), **House Amendment No. 4** was adopted.

Representative Jolly offered **House Amendment No. 5**.

Representative Sutherland raised a point of order that the distribution of **House Amendment No. 5** was not timely.

The Chair ruled the point of order well taken.

Representative Jolly offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 1441, Page 2, Line 13, Section 578.602.3, by deleting the word:

“, breeding”; and

Further deleting on Page 3, Line 1, from Section 578.606, the word:

“breeds”; and

Further deleting on Page 6, Line 27, from 578.620.3 (5), the words:

“except as allowed by permit from the division.”; and

Inserting on Page 6, Line 2, in Section 578.622, after the word “medicine”, the words:

“or a zoological park or aquarium accredited or certified by the American Zoo and Aquarium Association.”.

Representative Jolly moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote:

AYES: 061

Baker 25	Bivins	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Curls	Dake	Darrough	Daus
Dempsey	Donnelly	El-Amin	Fares	Flook
Frame	Fraser	George	Harris 23	Haywood
Henke	Hoskins	Hubbard	Johnson 47	Johnson 61
Johnson 90	Jolly	Kratky	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Muschany
Oxford	Page	Portwood	Roorda	Rupp
Salva	Schneider	Schoemehl	Silvey	Skaggs
Smith 14	Storch	Threlkeld	Villa	Vogt
Walsh	Walton	Whorton	Wildberger	Yaeger
Young				

NOES: 089

Aull	Avery	Baker 123	Bearden	Behnen
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Denison	Dethrow	Dixon	Dougherty

Dusenberg	Emery	Ervin	Faith	Fisher
Franz	Guest	Harris 110	Hobbs	Hunter
Ice	Jackson	Jones	Kelly	Kingery
Kuessner	Lager	Lampe	Lembke	Lipke
Loehner	May	McGhee	Moore	Munzlinger
Myers	Nance	Nieves	Nolte	Parson
Pearce	Phillips	Pollock	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Rucker	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Self	Shoemyer
Smith 118	Smith 150	Stevenson	Sutherland	Swinger
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright-Jones	Yates	Mr Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Brown 30	Chappelle-Nadal	Corcoran	Hughes
Kraus	Marsh	Parker	Spreng	St. Onge
Wagner	Wright 159	Zweifel		

On motion of Representative Sutherland, **HCS HB 1441, as amended**, was adopted.

On motion of Representative Sutherland, **HCS HB 1441, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILL - FEDERAL MANDATE

HB 1884, relating to real estate appraisers, was taken up by Representative Behnen.

On motion of Representative Behnen, **HB 1884** was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1022 - Budget

HB 2131 - Elementary and Secondary Education

COMMITTEE REPORTS

Committee on Health Care Policy, Chairman Cooper (155) reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HB 1089**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **SB 1084**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Insurance Policy, Chairman Yates reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1651** and **HB 1608**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Job Creation and Economic Development, Chairman Richard reporting:

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **HCR 40**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 40

WHEREAS, Taiwan and the United States enjoy one of the most important economic and strategic international relationships; and

WHEREAS, together, Taiwan and the United States promote a shared faith and respect for freedom, democracy, and free market principles; and

WHEREAS, Taiwan and the United States have worked hand-in-hand to preserve peace and stability within the Asia-Pacific region and to help improve the lives of their citizens and people around the world; and

WHEREAS, trade between Taiwan and the United States has increased significantly during the past decades, with the United States being Taiwan's second-largest source of imports and Taiwan being the eighth-largest trading partner of the United States; and

WHEREAS, Taiwan is a major trading partner with the United States and also an important overseas market for United States agricultural products, and given the remarkable economic performance of Taiwan and the strong purchasing power of its 23 million people, there are plenty of opportunities to further expand bilateral trade between the United States and Taiwan; and

WHEREAS, streamlined foreign investment procedures developed under a Taiwan-United States free trade agreement would lead to further investment by firms in both Taiwan and the United States and would create new business opportunities and new jobs; and

WHEREAS, a Taiwan-United States free trade agreement would encourage greater innovations and manufacturing efficiencies by stimulating joint technological development, practical applications, and new cooperative ventures; and

WHEREAS, a recent study by the United States International Trade Commission supports the negotiation of a Taiwan-United States free trade agreement to further boost trade between the two countries and serve the broader interests of the United States in the Asia-Pacific region:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby support the negotiation of a Taiwan-United States free trade agreement; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for President George W. Bush, Secretary of State Condoleezza Rice, Secretary Carlos M. Gutierrez of the U.S. Department of Commerce, Ambassador Rob Portman of the Office of the United States Trade Representative, each member of the Missouri Congressional Delegation, and the Taipei Economic and Cultural Office in Kansas City, Missouri.

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **SS SB 696**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Student Achievement and Finance, Chairman Baker (123) reporting:

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **SB 980**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1340**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 697**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 840**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **SS SCS SBs 872, 754 & 669**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 908**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **SS SCS SB 916**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HR 1131**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE RESOLUTION NO. 1131

WHEREAS, despite its foundation on the ideals of liberty and representation in government, the United States' history of granting voting rights mirrors the struggles of other representative democracies. Voting rights spread slowly, from white male landowners to white males, to men of all races, and in the twentieth century, to women. Even after Constitutional amendments were adopted to ratify these rights, there have been instances of minority groups having to jump extra hurdles to be allowed to vote: passing literacy tests, for example. Voters have sometimes been intimidated from exercising this most basic of constitutional rights; and

WHEREAS, four decades ago, the modern civil rights movement achieved one of its greatest accomplishments when it persuaded the United States Congress and President Lyndon B. Johnson to enact the Voting Rights Act of 1965 (P.L. 89-10); and

WHEREAS, since its enactment, the Voting Rights Act of 1965 has played a major role in protecting the voting rights of African-Americans, Latinos, and people who are not fully proficient in English; and

WHEREAS, the Voting Rights Act of 1965 outlawed the requirement that would-be voters in the United States take literacy tests to qualify to register to vote, and it provided for federal registration of voters in areas that had less than 50% of eligible voters registered. The Act also provided for Department of Justice oversight to registration, and the Department's approval for any change in voting laws in districts whose populations were at least 5% African-American; and

WHEREAS, the Voting Rights Act of 1965 has been renewed many times and remains in force. It was renewed in 1970 and 1975. In 1982, Congress amended and renewed the Act for another 25 years, with some portions of the Act up for renewal in 2007; and

WHEREAS, three key portions of the Voting Rights Act of 1965 will expire in 2007 unless renewed:

(1) Section 5 of the Act which requires certain jurisdictions to obtain preclearance from the Department of Justice before they can put into effect any changes to voting practices and procedures. The following states are currently impacted by Section 5 of the Act: Alabama, Alaska, Arizona, Georgia, Louisiana, Mississippi, South Carolina, Texas, and portions of Virginia, California, Florida, Michigan, New Hampshire, New York and North Carolina; and

(2) Section 203 of the Act which requires certain jurisdictions to provide bilingual language assistance to voters in communities where there is a concentration of citizens who are limited English proficient; and

(3) Portions of Sections 6 to 9 of the Act which authorize the federal government to send federal election examiners and observers to certain jurisdictions covered by Section 5 of the Act where there is evidence of attempts to intimidate minority voters at the polls; and

WHEREAS, widely viewed as the nation's most effective civil rights legislation, the Voting Rights Act of 1965 removed barriers to voting for African-Americans, Asian Americans, Latino Americans, and Native Americans; and

WHEREAS, the Act enables large numbers of minorities to register and vote, and empowers minority communities to have a greater voice concerning election of national, state, and local office holders; and

WHEREAS, the gains of the last 40 years will be severely compromised if these provisions of the Voting Rights Act of 1965 are not renewed:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, urge the United States Congress to renew the portions of the Voting Rights Act of 1965 that are scheduled to expire in 2007; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for each member of the Missouri Congressional delegation.

Mr. Speaker: Your Committee on Rules, to which was referred **HJR 55**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1423**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 558**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 580**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 612**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 618**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 650**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SBs 667, 704, 941, 956 & 987**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 712**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 725**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 726**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 747**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 749**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 756**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 769**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 785**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 819**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 828**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 830**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 834**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 845**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 870**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 871**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 881**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 893**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 919**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 931**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 934**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 964**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 968**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 990, with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS#2 SB 1003**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1016**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1020**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 1045**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1056**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1057**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 1059**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 1060**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1085**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 1086**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1094**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 1122**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1139**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1146**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1155**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 1165**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1177**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1189**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1197**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1207**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1208**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1216**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

SENATE CONSENT BILL

Pursuant to Rule 44, the following bill has remained on the Senate Bills for Third Reading Consent Calendar for five legislative days without any objection, and any committee substitutes and committee amendments are hereby adopted by consent: **SCS SBs 701 & 948**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SCR 24**.

SENATE COMMITTEE SUBSTITUTE FOR SENATE CONCURRENT RESOLUTION NO. 24

Relating to the Poultry Industry Committee.

WHEREAS, the poultry industry is a vital, profitable, and important industry in this state; and

WHEREAS, the General Assembly wishes to maintain and enhance the positive economic impacts while making every attempt to eliminate negative aspects of the industry; and

WHEREAS, the poultry industry produces waste products which have significantly impacted the environment of the state; and

WHEREAS, the Poultry Industry Committee was created in 2002 to study the economic and environmental impact of the poultry industry in this state, especially the impacts this industry has on sensitive environmental areas; and

WHEREAS, while the Poultry Industry Committee has officially completed its duties, there is still work to be accomplished:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby reauthorize the "Poultry Industry Committee" to continue its review and evaluation of both the economic impact of the poultry industry, waste disposal issues, and environmental impacts of this industry, and as well as making recommendations on further action or legislative remedies, if any, to be taken as necessary; and

BE IT FURTHER RESOLVED that such Committee shall be composed of twenty-nine members, one member to be a member of the Senate to be appointed by the President Pro Tem of the Senate, one member to be a member of the Senate to be appointed by the Senate Minority Leader, one member to be a member of the House of Representatives to be appointed by the Speaker of the House, one member to be a member of the House of Representatives to be appointed by the House Minority Leader, two county commissioners or their designees, a representative from the Food and Agricultural Policy Research Institute (FAPRI), a representative of the Environmental Protection Agency (EPA), a representative of the Department of Natural Resources, a representative of the United States Department of Agriculture, a representative of the Natural Resources Conservation Services (NRCS), a representative of the university extension system, a representative of the poultry federation, a representative of the Missouri Farmer's Association, a representative of the Farm Bureau, a representative of the Department of Conservation, a representative of the University of Missouri Department of Agriculture, Food, and Natural Resources, a representative of the Missouri State University Department of Agriculture, a representative of the University of Missouri Commercial Agriculture Program, a member appointed by the Resource Conservation & Development Council, a representative of the Department of Economic Development, a representative of the Department of Agriculture, a representative of the Clean Water Commission, two active poultry farmers, two poultry industry contractors or processors, a person active in the processing/value-added portion of poultry waste, and one person from Missouri Farm Credit Services. Each member of the Committee shall serve until December 31, 2007; and

BE IT FURTHER RESOLVED that the Committee may conduct its business by various means but shall meet no less than twice each year as a full Committee; and

BE IT FURTHER RESOLVED that all state agencies shall cooperate with the Committee in carrying out its duties, including allowing access to closed records, provided that the Committee shall not disclose any identifying information contained in such records closed pursuant to statute or general order and any such information in the custody of the Committee shall not be discoverable to the same extent as when in the custody of the parent agency; and

BE IT FURTHER RESOLVED that all members shall serve without compensation and the Office of Administration shall provide funding, administrative support, and staff for the effective operation of the Committee; and

BE IT FURTHER RESOLVED that the Committee shall continue to study problems and solutions, collect information and provide recommendations in a report to the General Assembly before December 31, 2007; and

BE IT FURTHER RESOLVED that the Poultry Industry Committee shall terminate December 31, 2007; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 28**.

SENATE CONCURRENT RESOLUTION NO. 28

Relating to the naming of the George Washington Carver State Office Building.

WHEREAS, George Washington Carver was born into slavery near Diamond Grove, Missouri, sometime between July 1861 and January 1864. He was a sickly baby, soon orphaned when his mother was abducted by slave traders, and whose very survival beyond infancy defied the understanding and capabilities of the medical community at that time; and

WHEREAS, even absent a formal education, George Washington Carver's intellect and affinity for agriculture manifested themselves at an early age; and

WHEREAS, at the age of 11, George Washington Carver informed his caretakers that he was going to move to Neosho so he could attend the school for African-American children and that he would find a place where he could work in exchange for his board. He soon traveled to Neosho, alone, with nothing but the best of his rock collection, a clean shirt in a bundle slung over his shoulder, and a package of food under his arm; and

WHEREAS, by the end of 1876, George Washington Carver had learned everything the teacher at the school knew and everything in the books available to the school, and the teacher gave him a certificate of merit attesting to such fact; and

WHEREAS, George Washington Carver continued his education at various institutions in Kansas and Iowa, all the while taking whatever jobs allowed him to earn the money needed to continue his education, inspiring one professor to proclaim, "George Carver has come to us with a satchel full of poverty and a burning zeal to know everything"; and

WHEREAS, in 1896 Booker T. Washington pleaded with George Washington Carver to bring his intellect to Tuskegee Institute, which was founded by Washington to provide a college education for African-Americans. Booker T. Washington had come to realize that, since 85 percent of southern African-Americans were farmers, Tuskegee's greatest need was an agriculture department. George accepted, knowing that the work would be hard and the financial reward minimal; and

WHEREAS, George Washington Carver stressed to Tuskegee's students and the region's farmers that soil conservation through diversification of crops and crop rotation was the key to reviving soil that had become unproductive due to the long-term cultivation of cotton; and

WHEREAS, George Washington Carver advocated the use of legumes to replace minerals depleted from the soil by cotton crops. He advised, "Plant peanuts. That'll keep the soil productive. And the boll weevils don't attack peanuts"; and

WHEREAS, solving the problem with unproductive soil resulted in an abundant peanut crop, which could not be marketed profitably and for which there was very little use or demand. George Washington Carver soon set about discovering nearly 300 valuable uses to which the peanut could be put. During his lifetime, peanut crops developed an annual value of \$200 million; and

WHEREAS, George Washington Carver went on to develop various paint, dyes, and medicinal treatments from peanuts, sweet potatoes, and soybeans. He even developed a synthetic rubber for Henry Ford derived from goldenrod; and

WHEREAS, George Washington Carver steadfastly refused to accept an increase in his \$125 a month salary at Tuskegee or offers of more lucrative positions, including one from Thomas Edison that reportedly paid \$100,000 a year. He also declined to patent most of his discoveries, believing that his intellect and industry were gifts from God that should be shared freely; and

WHEREAS, on July 14, 1943, a mere six months after his death, George Washington Carver's birthplace near Diamond Grove was designated as a national monument; and

WHEREAS, George Washington Carver popularized agricultural extension programs at American universities; can be acknowledged as the father of modern plant science; and is recognized as one of the greatest scientific minds in American history; and

WHEREAS, George Washington Carver overcame enormous prejudice and poverty in his struggle from being identified merely as "Carver's George" to becoming the world renowned George Washington Carver, B.S., M.S., D.Sc., Ph.D., Fellow of the Royal Society of Arts, London, and Director of Research and Experiment at Tuskegee Institute, Alabama; and

WHEREAS, George Washington Carver accomplished all of his many great deeds without a trace of bitterness, with total indifference to personal fortune, and thought only to make the world, America in particular, a better place for all mankind; and

WHEREAS, George Washington Carver, in his modesty, once stated, "I am no great person. I am no great scientist. I have only been able to point the way in a few things. After me will come those who read and interpret the signs, the great of the world. I am only the trailblazer.";

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby designate that the state office building located at 1616 Missouri Boulevard, Jefferson City, Missouri, shall hereinafter be known as the "George Washington Carver State Office Building"; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the Governor for his approval or rejection pursuant to the Missouri Constitution, and if approved, notify the Director of the Missouri Department of Agriculture.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 29**.

SENATE CONCURRENT RESOLUTION NO. 29

WHEREAS, the National Forest Service is a federal agency within the United States Department of Agriculture that manages public lands in national forests and grasslands, engages in important research as the world's largest forestry research organization, and provides assistance to state and private forestry entities; and

WHEREAS, the origination of the Forest Service can be traced back to the passage of the Forest Reserve Act of 1891, which allowed presidents to establish forest reserves from timber-covered land in the public domain; and

WHEREAS, a progressive United States Congress and President Theodore Roosevelt, the most notable conservationist among all U.S. presidents deceased and living, established the Forest Service in 1905; and

WHEREAS, a primary objective of the Forest Service is to enable citizens to enjoy its 155 national forest and 20 grasslands, which collectively comprise about 8.5 percent of the total land area of the United States; and

WHEREAS, another chief goal of the Forest Service is to protect the environment for generations yet to come and manage the National Forest System for the overall benefit of the American people; and

WHEREAS, Gifford Pinchot, the first Chief of the Forest Service, summed up the mission of the Forest Service by stating that it should "provide the greatest amount of good for the greatest amount of people in the long run"; and

WHEREAS, Pinchot's vision of the Forest Service has recently been called into question by a Bush Administration proposal to possibly sell more than 300,000 acres of national forest to private owners and developers; and

WHEREAS, 21,566 acres of the Mark Twain National Forest in Missouri is under consideration for sale, which ranks Missouri fourth in the nation in most potential lost forest, behind only California, Idaho and Colorado; and

WHEREAS, Forest Service stewards have in the past participated in limited land-exchange programs but have never engaged in the outright sale of our national forests, which is undoubtedly one of our country's most precious assets; and

WHEREAS, the money raised from the sale of our national forests would be used to fund a program created by the Secure Rural Schools and Community Self Determination Act of 2000 – a program that is of little benefit to the citizens of the state of Missouri:

NOW THEREFORE BE IT RESOLVED that the members of the Senate of the Ninety-third General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby express their opposition to the Bush Administration's unprecedented proposed sale of national forest land; and

BE IT FURTHER RESOLVED that we urge Missouri citizens to contact the Forest Service during its allotted time of public comment to speak out against this plan; and

BE IT FURTHER RESOLVED that we ask Missouri's nine Congressmen in the U.S. House of Representatives and its two U.S. senators to use their influence to oppose the proposed sale of public lands; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare a properly inscribed copies of this resolution for U.S. Agriculture Secretary Mike Johanns, Chief of the National Forest Service Dale Bosworth, and each of Missouri's federal representatives and senators.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 32**.

SENATE CONCURRENT RESOLUTION NO. 32

WHEREAS, the current Federal Defense Budget does not include an allocation for the United States Air Force C-17 Globemaster III military transport plane program at Boeing St. Louis; and

WHEREAS, in 2002, Boeing dedicated a new St. Louis C-17 manufacturing facility that allowed Boeing to consolidate its major St. Louis C-17 assembly work into one facility; and

WHEREAS, today, 20 percent of all C-17 planes are manufactured at Boeing St. Louis; and

WHEREAS, the Boeing St. Louis team, the largest supplier for the C-17, produces the airlifter's cargo ramp and door, cockpit, including the flight deck, main landing gear pods, and pylons. In addition, 10,000 detail parts for the C-17 are fabricated at Boeing's strategic partner, GKN Aerospace Services - St. Louis, to deliver to Long Beach, California, and Macon, Georgia; and

WHEREAS, the new facility at Boeing St. Louis was part of a \$140 million multistage plan designed to transform the Boeing St. Louis site into one of the most competitive operations in the aerospace industry; and

WHEREAS, if federal funding for this program is not included in the Federal Defense Budget, 950 jobs at Boeing St. Louis and 565 jobs at GKN Aerospace Services - St. Louis would be lost; and

WHEREAS, Boeing St. Louis is second only to Long Beach, California, in the manufacture of the C-17 Globemaster III military transport plane and has 57 suppliers across the state of Missouri; and

WHEREAS, the loss of nearly 1,500 skilled aerospace jobs, occurring at the same time that the Hazelwood Ford Plant is scheduled for closure, would have a significant negative impact on the economy of St. Louis and the state of Missouri, as well as the employment and financial stability of nearly 1,500 employees in this state:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the United States Congress to include in the Federal Defense Budget an allocation for the United States Air Force C-17 Globemaster III military transport plane program at Boeing St. Louis; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the members of the Missouri Congressional delegation.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SJR 26**, entitled:

JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment repealing section 6 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to taxation of veterans' organizations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SJR 31**, entitled:

JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment repealing section 26 (b) of article VI of the Constitution of Missouri, and adopting one new section in lieu thereof relating to bonded indebtedness of school districts.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 567 & 792**, entitled:

An act to repeal section 376.429, RSMo, and to enact in lieu thereof one new section relating to health care coverage for clinical trials.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 788**, entitled:

An act to repeal sections 323.020 and 323.100, RSMo, and to enact in lieu thereof two new sections relating to the Missouri propane safety act.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 874**, entitled:

An act to repeal section 84.830, RSMo, and to enact in lieu thereof one new section relating to prohibited activities by Kansas City police officers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 882**, entitled:

An act to amend chapter 319, RSMo, by adding thereto sixteen new sections relating to blasting and excavation, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 904**, entitled:

An act to repeal sections 8.007, 8.010, 8.110, 8.115, 8.120, 8.178, 8.180, 8.200, 8.250, 8.260, 8.310, 8.315, 8.316, 8.320, 8.325, 8.330, 8.340, 8.350, 8.360, 8.420, 8.800, 8.803, 8.805, 8.807, 8.812, 8.815, 8.817, 8.823, 8.830, 8.833, 8.835, 8.837, 8.843, 8.847, 8.849, 8.851, 34.030, 37.005, 107.170, and 610.021, RSMo, and to enact in lieu thereof forty-three new sections relating to designing, building, and managing state buildings, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 912**, entitled:

An act to amend chapter 161, RSMo, by adding thereto one new section relating to the establishment of a virtual public school.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 953**, entitled:

An act to repeal sections 374.046, 381.003, 381.009, 381.011, 381.015, 381.018, 381.021, 381.022, 381.025, 381.028, 381.031, 381.032, 381.035, 381.038, 381.041, 381.042, 381.045, 381.048, 381.051, 381.052, 381.055, 381.058, 381.061, 381.062, 381.065, 381.068, 381.071, 381.072, 381.075, 381.078, 381.081, 381.085, 381.088, 381.091, 381.092, 381.095, 381.098, 381.101, 381.102, 381.105, 381.108, 381.111, 381.112, 381.115, 381.118, 381.121, 381.122, 381.125, 381.131, 381.141, 381.151, 381.161, 381.171, 381.181, 381.191, 381.201, 381.211, 381.221, 381.231, and 381.241, RSMo, and section 381.410 as enacted by conference committee substitute for senate bill no. 664, eighty-eighth general assembly, second regular session, and section 381.412 as enacted by house committee substitute for senate bill no. 148, eighty-ninth general assembly, first regular session, and sections 381.410 and 381.412 as enacted by conference committee substitute for house substitute for house committee substitute for senate committee substitute for senate bill no. 894, ninetieth general assembly, second regular session, and to enact in lieu thereof forty-three new sections relating to the regulation of title insurance, with penalty provisions and an effective date for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 961**, entitled:

An act to amend chapter 390, RSMo, by adding thereto one new section relating to indemnity agreements in motor carrier transportation contracts.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 976**, entitled:

An act to repeal section 260.750, RSMo, and to enact in lieu thereof two new sections relating to the transportation of radioactive waste, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1023**, entitled:

An act to repeal section 650.055, RSMo, and to enact in lieu thereof two new sections relating to exoneration using DNA testing, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1037**, entitled:

An act to repeal section 640.100, RSMo, and to enact in lieu thereof one new section relating to the public drinking water primacy fee.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 1041**, entitled:

An act to amend chapter 570, RSMo, by adding thereto one new section relating to obtaining, receiving and selling personal health information, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 1058**, entitled:

An act to amend chapter 385, RSMo, by adding thereto thirteen new sections relating to the vehicle protection product act, with penalty provisions and an effective date for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1081**, entitled:

An act to repeal section 644.051, RSMo, and to enact in lieu thereof one new section relating to a bond requirement for issuance of permits for construction of wastewater treatment facilities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1102**, entitled:

An act to repeal sections 67.320 and 227.559, RSMo, and to enact in lieu thereof two new sections relating to county ordinances.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1103**, entitled:

An act to repeal section 354.430, RSMo, and to enact in lieu thereof one new section relating to the issuance of health insurance coverage evidence.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1107**, entitled:

An act to amend chapter 252, RSMo, by adding thereto one new section relating to hand fishing, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 1210, 1244 & 844**, entitled:

An act to repeal sections 191.900, 191.905, and 191.910, RSMo, and to enact in lieu thereof eight new sections relating to Medicaid fraud, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 1229**, entitled:

An act to repeal sections 135.327 and 135.333, RSMo, and to enact in lieu thereof two new sections relating to tax credits for children in crisis.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 2:00 p.m., Tuesday, April 18, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Fifty-fifth Day, Wednesday, April 12, 2006, Page 1050, Line 31, by inserting immediately after said line the following:

HIGHER EDUCATION

Thursday, April 13, 2006, South Gallery upon morning adjournment.
Executive session to be held on: SS SCS SB 590

AFFIDAVITS

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS HB 1305 as recorded in the House Journal for Thursday, April 13, 2006 showing that I voted "no" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of April 2006.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS HB 1482 as recorded in the House Journal for Thursday, April 13, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of April 2006.

/s/ Sharon Sanders Brooks
State Representative

[illegible]

Subscribed and sworn to before me this 13th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Michael Brown, District 50, hereby state and affirm that my votes as recorded on Pages 1016, 1021, 1028, 1029 and 1039 of the House Journal for Wednesday, April 12, 2006 showing that I voted "absent with leave" were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of April 2006.

/s/ Michael Brown
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Michael Brown, District 50, hereby state and affirm that my votes as recorded on Pages 1024, 1026 (on House Amendment No. 1 to House Amendment No. 8), 1026 (on House Amendment No. 8), 1032, 1033, 1038 and 1040 of the House Journal for Wednesday, April 12, 2006 showing that I voted "absent with leave" were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of April 2006.

/s/ Michael Brown
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rick Johnson, District 90, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS HB 1845 as recorded in the House Journal for Thursday, April 13, 2006 showing that I voted "aye" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of April 2006.

/s/ Rick Johnson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Bob Nance, District 36, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS HB 1485 as recorded in the House Journal for Thursday, April 13, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of April 2006.

/s/ Bob Nance
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Dennis Wood, District 62, hereby state and affirm that my vote as recorded on Page 1021 of the House Journal for Wednesday, April 12, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 13th day of April 2006.

/s/ Dennis Wood
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 13th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, April 18, 2006, 1:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: HCR 33, HB 1445, SB 1017, SCS SB 1008, SB 643

BUDGET

Tuesday, April 18, 2006, 10:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: HB 1022

CHILDREN AND FAMILIES

Wednesday, April 19, 2006, 8:30 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HCR 45, HCR 26, SCS SB 568

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 18, 2006, Hearing Room 1 upon afternoon adjournment.

Executive session may follow.

Public hearing to be held on: SCS SB 1221

ELECTIONS

Tuesday, April 18, 2006, 6:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 1869, HB 1573, SB 689

FINANCIAL INSTITUTIONS

Tuesday, April 18, 2006, 12:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HCR 46, SS SCS SB 718, SS SCS SB 892

FISCAL REVIEW

Tuesday, April 18, 2006, 1:00 p.m. Hearing Room 4.

Executive session may follow.

Any bills or matters referred to the Fiscal Review Committee.

AMENDED

FISCAL REVIEW

Wednesday, April 19, 2006, 9:30 a.m. Hearing Room 6.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Thursday, April 20, 2006, 9:30 a.m. Hearing Room 5.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

HIGHER EDUCATION

Tuesday, April 18, 2006, House Chamber side gallery upon afternoon adjournment.

AMENDED

Executive session will be held on: SS SCS SB 590, HB 1968

JUDICIARY

Tuesday, April 18, 2006, Hearing Room 7 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: HB 1524, HB 1717, HB 1953, SCS SB 587, SB 804

LOCAL GOVERNMENT

Wednesday, April 19, 2006, 8:30 a.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: HB 2047

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, April 18, 2006, Hearing Room 4 upon afternoon adjournment.

Public hearings to be held on: HCS HCR 34, HCS HB 1021, HCS HB 1970, HCS HB 1749, HB 1704, HB 1642, HCS HB 1082, HCS HB 1814, HB 1537, HB 1560, HCS#2 HB 2008, 1218 & 1062, HB 2038, HCS SCS SB 878, SCS SB 1026, HCS SCS SB 773, HCS SCS SB 1048, HCS SCS SB 666, HCS SB 965

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Wednesday, April 19, 2006, 8:15 a.m. Hearing Room 4.

Executive session only.

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Wednesday, April 19, 2006, 12:00 p.m. Hearing Room 7.

Executive session.

SPECIAL COMMITTEE ON URBAN ISSUES

Tuesday, April 18, 2006, 1:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: HB 2111, HB 2140

TRANSPORTATION

Wednesday, April 19, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: SCS SB 1064, SS#2 SCS SB 583

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Tuesday, April 18, 2006, House Chamber side gallery upon afternoon adjournment.

Executive session only.

HOUSE CALENDAR

FIFTY-SEVENTH DAY, TUESDAY, APRIL 18, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HBs 1378, 1379, 1391 & 1541 - St. Onge
- 6 HB 1619 - Sutherland
- 7 HCS HB 1141 - Jackson
- 8 HCS HB 1534 - Lembke
- 9 HCS HB 1080 - Schaaf
- 10 HCS HB 1322 - Lipke
- 11 HCS HB 1487 - Parker
- 12 HCS HB 1581 - Jetton
- 13 HCS HB 1677 - Ervin
- 14 HCS HB 1726 - Johnson (47)
- 15 HCS HB 1767 - Bruns
- 16 HCS HB 1155 - Yates
- 17 HCS HB 1194 - Cunningham (86)
- 18 HCS HB 1162 - Deeken
- 19 HB 1728 - Rector
- 20 HCS HB 1137 - Darrough
- 21 HB 1412 - Portwood
- 22 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 23 HB 1499 - May
- 24 HB 1910 - Fisher
- 25 HCS HB 1928 - Ervin
- 26 HCS HB 1939 - Hunter
- 27 HCS HB 1607 - Schneider
- 28 HCS HB 1036 - Sander
- 29 HCS HB 1347 - Myers
- 30 HB 1536 - Schaaf
- 31 HCS HB 1761 - Loehner
- 32 HB 1864 - Nolte
- 33 HB 1885 - Behnen

- 34 HCS HB 1900 - Dempsey
- 35 HB 1975 - Cunningham (145)
- 36 HB 1423 - Page

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Lipke (3 hours debate on Perfection)
- 2 HCS HB 1075, as amended - Davis (150 minutes debate on Perfection)
- 3 HCS HBs 1660 & 1269, as amended - Behnen
- 4 HCS HB 1620 - Sutherland

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 41, (4-05-06, Page 907) - Sutherland

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1092, (Fiscal Review 4-11-06) - Sater
- 2 HCS HB 1837, (Fiscal Review 4-12-06) - Yates

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HB 1522 - Sander

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

- 1 SCS SCR 24
- 2 SCR 28

SENATE JOINT RESOLUTIONS FOR SECOND READING

- 1 SJR 26
- 2 SJR 31

SENATE BILLS FOR SECOND READING

- 1 SCS SBs 567 & 792
- 2 SCS SB 788
- 3 SB 874
- 4 SS SCS SB 882
- 5 SS SCS SB 904
- 6 SS SCS SB 912
- 7 SS SCS SB 953
- 8 SCS SB 961
- 9 SS SCS SB 976
- 10 SB 1023
- 11 SB 1037

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- 12 SS SCS SB 1041
- 13 SS SB 1058
- 14 SCS SB 1081
- 15 SB 1102
- 16 SB 1103
- 17 SB 1107
- 18 SS SCS SBs 1210, 1244 & 844
- 19 SS SCS SB 1229

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 10, (4-05-06, Page 905) - Zweifel
- 2 HCR 18, (4-05-06, Page 906) - Kuessner
- 3 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 4 HCR 37, (4-06-06, Pages 927-928) - Loehner

SENATE BILLS FOR THIRD READING - CONSENT

SCS SBs 701 & 948 - Jackson

(4/10/06)

SB 561 - Dempsey

(4/12/06)

- 1 SCS SB 630 - Portwood
- 2 SB 559 - Rector
- 3 SB 648 - Denison
- 4 SB 678 - Smith (14)
- 5 SCS SB 751 - Johnson (47)
- 6 SCS SB 802, E.C. - Rucker
- 7 SB 863 - Robinson
- 8 SB 933 - Bruns
- 9 HCS SB 981 - Behnen
- 10 HCS SB 809 - Baker (25)
- 11 SB 936 - Jones

(4/13/06)

- 1 SB 641 - Cunningham (145)
- 2 SB 677 - Threlkeld
- 3 HCS SCS SB 765, E.C. - Weter
- 4 SB 900 - Moore
- 5 HCS SCS SB 932 - Wilson (119)
- 6 SB 974 - Dempsey
- 7 SCS SB 1117 - Bruns

(4/18/06)

- 1 SB 558 - Rector
- 2 HCS SB 725 - Johnson (47)
- 3 SCS SB 749 - Ruestman
- 4 HCS SB 819 - Emery
- 5 SB 828 - Behnen
- 6 SB 871 - Daus
- 7 HCS SB 893 - Emery
- 8 SCS SB 934 - Tilley
- 9 SB 1016, E.C. - Schneider
- 10 SB 1020 - Moore
- 11 SB 1056 - Sutherland
- 12 SB 1094 - Wright (137)
- 13 SB 1155 - Tilley
- 14 SB 1177 - Dusenberg
- 15 SB 1207 - Black
- 16 SCS SB 580 - Baker (25)
- 17 SB 612, E.C. - Tilley
- 18 SB 618 - Baker (123)
- 19 SCS SB 650, E.C. - Dixon
- 20 SCS SBs 667, 704, 941, 956 & 987 - St. Onge
- 21 HCS SB 712, E.C. - Bruns
- 22 SCS SB 747 - Bearden
- 23 HCS SCS SB 756 - Behnen
- 24 HCS SCS SB 769, E.C. - Wright (159)
- 25 SB 785 - Roorda
- 26 SCS SB 830 - Silvey
- 27 HCS SB 834 - Wilson (130)
- 28 SB 845 - Johnson (90)
- 29 SCS SB 870, E.C. - Cooper (158)
- 30 SB 881 - Robinson
- 31 SB 919 - Rector
- 32 SB 931 - Parson
- 33 SB 964 - Jackson
- 34 SB 990, HCA 1 - Bruns
- 35 SCS#2 SB 1003, E.C. - Bruns
- 36 HCS SB 1045 - Stevenson
- 37 SB 1057 - Behnen
- 38 SCS SB 1059 - Roorda
- 39 SCS SB 1060 - Jackson
- 40 SB 1085 - Cooper (155)
- 41 HCS SCS SB 1086, E.C. - Kratky
- 42 HCS SCS SB 1122 - Schaaf
- 43 SB 1139 - Yaeger
- 44 SB 1146 - Pratt
- 45 HCS SB 1165 - Bivins

- 46 SB 1189 - Dempsey
- 47 SB 1197 - Viebrock
- 48 SB 1208 - Pratt
- 49 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 SB 645 - Richard
- 2 HCS SCS SB 614 - Sutherland
- 3 SB 766 - Bruns
- 4 SB 818 - Smith (118)
- 5 HCS SCS SBs 1001, 896 & 761, E.C. - St. Onge

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FIFTY-SEVENTH DAY, TUESDAY, APRIL 18, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray!

Almighty God, we thank You for the extra day to celebrate life this past weekend of the Christian Easter. We thank You for our own life, for the lives of our children and grandchildren, for the life of every member of our family. Be with them while we are away.

Lord God, be with us here as we begin the remaining four weeks of this General Assembly of the Missouri House of Representatives. Guide those who plan and lead this assembly that they bring before us the issues that are most in need of our attention and those that most deserve it.

As we celebrated life this weekend, so may our work this week protect, sustain and improve the lives of our people and all the people.

The Easter celebrations of all Christians speak of life beyond our life on Earth. Almighty God, help us to conduct our work of serving the people of our State in such a way that we grow toward the eternal life in which we believe.

We pray to You, our God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Aaron John Davis.

The Journal of the fifty-sixth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2348 - Representative Johnson (61)
House Resolution No. 2349 - Representative Bean
House Resolution No. 2350 - Representative Smith (150)
House Resolution No. 2351 - Representative Henke
House Resolution No. 2352 - Representative Dixon
House Resolution No. 2353
and
House Resolution No. 2354 - Representative Kraus

House Resolution No. 2355

through

House Resolution No. 2368 - Representative Lembke

House Resolution No. 2369 - Representative Smith (150)

House Resolution No. 2370 - Representative Bearden, et al.

House Resolution No. 2371 - Representative Vogt

House Resolution No. 2372 - Representative Fraser, et al.

House Resolution No. 2373 - Representative Rucker

House Resolution No. 2374 - Representative Kuessner

House Resolution No. 2375 - Representative Wildberger, et al.

House Resolution No. 2376 - Representative Baker (123)

House Resolution No. 2377

and

House Resolution No. 2378 - Representative McGhee

House Resolution No. 2379

and

House Resolution No. 2380 - Representative Fraser

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

SCS SCR 24 and **SCR 28** were read the second time.

SECOND READING OF SENATE JOINT RESOLUTIONS

SJR 26 and **SJR 31** were read the second time.

SECOND READING OF SENATE BILLS

SCS SBs 567 & 792, SCS SB 788, SB 874, SS SCS SB 882, SS SCS SB 904, SS SCS SB 912, SS SCS SB 953, SCS SB 961, SS SCS SB 976, SB 1023, SB 1037, SS SCS SB 1041, SS SB 1058, SCS SB 1081, SB 1102, SB 1103, SB 1107, SS SCS SBs 1210, 1244 & 844 and SS SCS SB 1229 were read the second time.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1092** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1837** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

SPECIAL RECOGNITION

Tracy A. Henke was introduced by Representative Henke and recognized as an Outstanding Missourian.

PERFECTION OF HOUSE BILLS

HCS HB 1767, relating to protections for the elderly, was taken up by Representative Bruns.

Representative Bruns offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1767, Section 192.2150, Page 25, Line 151, by inserting after all of said line the following:

“16. Any potential patient or new referral of the department shall be screened to ascertain if they are included on the Missouri sexual offender registry maintained by Missouri state highway patrol. If any potential patient or potential resident is included on the Missouri sexual offender registry, the department shall notify the provider of such at the time the referral is made.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bruns, **House Amendment No. 1** was adopted.

Representative Cooper (158) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1767, Section 192.2000, Page 2, Line 1, by inserting immediately before said line the following:

“192.925. 1. To increase public awareness of the problem of elder abuse and neglect and financial exploitation of the elderly, the department of health and senior services shall implement an education and awareness program. Such program shall have the goal of reducing the incidences of elder abuse and neglect and financial exploitation of the elderly, and may focus on:

- (1) The education and awareness of mandatory reporters on their responsibility to report elder abuse and neglect and financial exploitation of the elderly;**
 - (2) Targeted education and awareness for the public on the problem, identification and reporting of elder abuse and neglect and financial exploitation of the elderly;**
 - (3) Publicizing the elder abuse and neglect hot line telephone number;**
 - (4) Education and awareness for law enforcement agencies and prosecutors on the problem and identification of elder abuse and neglect and financial exploitation of the elderly, and the importance of prosecuting cases pursuant to chapter 565, RSMo; and**
 - (5) Publicizing the availability of background checks prior to hiring an individual for caregiving purposes.**
- 2. The department of social services and facilities licensed pursuant to chapters 197 and 198, RSMo, shall cooperate fully with the department of health and senior services in the distribution of information pursuant to this program.”; and**

Further amend said substitute, Section 210.906, Page 51, Line 34, by inserting immediately after said line the following:

“407.991. As used in sections 407.991 to 407.996 the following terms shall mean:

- (1) "Claimant", a person who has or purports to have a claim for money or an interest in property in connection with a transaction procured through identity theft;**
- (2) "Identity theft", the unauthorized use of another person's personal identifying information to obtain credit, goods, services, money, or property;**

(3) "Personal identifying information", a person's name, address, telephone number, driver's license number, Social Security number, place of employment, employee identification number, mother's maiden name, demand deposit account identification number, savings account number, or credit card number;

(4) "Victim of identity theft", a person who had his or her personal identifying information used without authorization by another to obtain credit, goods, services, money, or property obtained by the identity theft, and filed a police report in this regard under section 570.223, RSMo.

407.992. 1. A person may bring an action against a claimant to establish that the person is a victim of identity theft in connection with the claimant's claim against that person. If the claimant has brought an action to recover on its claim against the person, the person may file a cross-complaint to establish that the person is a victim of identity theft in connection with the claimant's claim.

2. A person shall establish that he or she is a victim of identity theft by a preponderance of the evidence.

3. A person who proves that he or she is a victim of identity theft, as defined in section 570.223, RSMo, as to a particular claim, shall be entitled to a judgment providing all of the following, as appropriate:

(1) A declaration that he or she is not obligated to the claimant on that claim;

(2) A declaration that any security interest or other interest the claimant had purportedly obtained in the victim's property in connection with that claim is void;

(3) An injunction restraining the claimant from collecting or attempting to collect from the victim on that claim, from enforcing or attempting to enforce any security interest or other interest in the victim's property in connection with that claim, or from enforcing or executing on any judgment against the victim on that claim;

(4) If the victim has filed a cross-complaint against the claimant, the dismissal of any cause of action in the complaint filed by the claimant based on a claim which arose as a result of the identity theft;

(5) Actual damages, attorney's fees, and costs, and any equitable relief that the court deems appropriate. In order to recover actual damages or attorney's fees in an action or cross-complaint filed by a person alleging that he or she is a victim of identity theft, the person shall show that he or she provided written notice to the claimant that a situation of identity theft might exist, including, upon written request of the claimant, a valid copy of the police report at least thirty days prior to his or her filing of the action, or within his or her cross-complaint under this section;

(6) A civil penalty, in addition to any other damages, of up to thirty thousand dollars if the victim establishes by clear and convincing evidence all of the following:

(a) That at least thirty days prior to filing an action or within the cross-complaint under this section, he or she provided written notice to the claimant at the address designated by the claimant for complaints related to credit reporting issues that a situation of identity theft might exist and explaining the basis for that belief;

(b) That the claimant failed to diligently investigate the victim's notification of a possible identity theft; and

(c) That the claimant continued to pursue its claim against the victim after the claimant was presented with facts that were later held to entitle the victim to a judgment under this section.

407.993. An action or cross-complaint brought under sections 407.991 to 407.996 that joins other claimants as defendants in the same action or cross-complaint shall be deemed to comply with the provisions of chapter 507, RSMo, regarding joinder of parties.

407.995. Any action brought under sections 407.991 to 407.996 may be brought within four years of the date the person who alleges that he or she is a victim of identity theft knew or, in the exercise of reasonable diligence, should have known of the existence of facts which would give rise to the bringing of the action or joinder of the defendant.

407.996. 1. Nothing in sections 407.991 to 407.996 shall be construed to affect a claimant's rights and remedies against a person who perpetrates identity theft or against any person who used or possessed the credit, goods, services, or property obtained by identity theft.

2. Sections 407.991 to 407.996 are cumulative to the rights and remedies provided under other laws.

442.700. As used in sections 442.700 to 442.712, unless the context clearly otherwise indicates, the following terms shall mean:

(1) "Dependent", with respect to an elderly or disabled person, wholly or partially dependent upon one or more persons for care or support, either emotional or physical, because the elderly person or disabled person:

- (a) Suffers from a significant limitation in mobility, vision, hearing, emotional or mental functioning, or the ability to read or write; or
- (b) Is suffering or recovering from a major illness or is facing or recovering from major surgery;
- (2) "Disabled person", the same meaning as such term is defined in section 570.145, RSMo;
- (3) "Elderly person", the same meaning as such term is defined in section 570.145, RSMo;
- (4) "Independent counsel", an attorney retained by the elderly or disabled person to represent only such person's interests in the transfer;
- (5) "Less than full consideration", with respect to a transfer of property, the transferee pays less than fair market value for the property or the transfer is supported by past consideration;
- (6) "Major transfer of personal property or money", a transfer of money or items of personal property which represent ten percent or more of the elderly or disabled person's estate;
- (7) "Transfer", does not include testamentary transfers which are outside the scope of sections 442.700 to 442.712.

442.703. 1. In any transfer of real property or major transfer of personal property or money for less than full consideration or execution of a guaranty by an elderly or disabled person who is dependent on others to another person with whom the elderly or disabled person has a confidential or fiduciary relationship, it is presumed that the transfer or execution was the result of undue influence, unless the elderly or disabled person was represented in the transfer or execution by independent counsel. When the elderly or disabled person successfully raises the presumption of undue influence by a preponderance of the evidence and when the transferee or person who benefits from the execution of a guaranty fails to rebut the presumption, the elderly or disabled person is entitled to avoid the transfer or execution and entitled to the relief set forth in section 442.709.

2. For purposes of this section, the transfer of property or execution of a guaranty is deemed to have been made in the context of a confidential or fiduciary relationship if the transferee or person who benefits from the execution of a guaranty had a close relationship with the elderly or disabled person prior to the transfer or execution. Confidential or fiduciary relationships include, but are not limited to, the following:

- (1) A family relationship between the elderly or disabled person and the transferee or person who benefits from the execution of a guaranty, including relationships by marriage and adoption;
- (2) A fiduciary relationship between the elderly or disabled person and the transferee or person who benefits from the execution of a guaranty, such as with a guardian, conservator, trustee, accountant, broker, or financial advisor;
- (3) A relationship between the elderly or disabled person and a physician, nurse, or other medical or health care provider;
- (4) A relationship between the elderly or disabled person and a psychologist, psychiatrist, social worker, or counselor;
- (5) A relationship between the elderly or disabled person and an attorney;
- (6) A relationship between the elderly or disabled person and a priest, minister, rabbi, or spiritual advisor;
- (7) A relationship between the elderly or disabled person and an individual who provides care or services to such person whether or not care or services are paid for the elderly or disabled person;
- (8) A relationship between the elderly or disabled person and a friend or neighbor; or
- (9) A relationship between the elderly or disabled person and an individual sharing the same living quarters.

When any such relationships exist and when a transfer or execution is made to a corporation or organization primarily on account of the membership, ownership, or employment interest or for the benefit of the fiduciary or confidante, a fiduciary or confidential relationship with the corporation or organization is deemed to exist.

442.706. 1. A civil action may be brought to obtain relief under sections 442.700 to 442.712 by an elderly or disabled person, such person's legal representative, or the personal representative of the estate of an elderly or disabled person.

2. When a court finds that a transfer of property or execution of a guaranty was the result of undue influence, the court shall grant appropriate relief enabling the elderly or disabled person to avoid the transfer or execution, including the rescission or reformation of a deed or other instrument, the imposition of a constructive trust on property, or an order enjoining use of or entry on property, or commanding the return of property. When the court finds that undue influence is a good and valid defense to a transferee's suit on a contract to

transfer the property or a suit of a person who benefits from the execution of a guaranty on such guaranty, the court shall refuse to enforce the transfer or guaranty.

3. No relief obtained or granted under this section may in any way affect or limit the right, title, and interest of good faith purchasers, mortgages, holders of security interests, or other third parties who obtain an interest in the transferred property for value after its transfer from the elderly or disabled person. No relief obtained or granted under this section shall affect any mortgage deed to the extent of value given by the mortgagee.

442.709. Nothing in sections 442.700 to 442.712 shall be construed to abrogate any other causes of action or relief at law or equity to which elderly or disabled persons are entitled under laws or at common law.

442.712. Sections 442.700 to 442.712 shall not require that language showing compliance with sections 442.700 to 442.712 be included in a deed and shall not require that evidence of compliance with sections 442.700 to 442.712 be recorded in the registry of deeds. Any attempt to record such evidence is void and has no effect on title.

559.100. 1. The circuit courts of this state shall have power, herein provided, to place on probation or to parole persons convicted of any offense over which they have jurisdiction, except as otherwise provided in sections 195.275 to 195.296, [RSMo, section] 558.018, [RSMo, section] **559.115**, 565.020, [RSMo, section] **565.180, 565.182, 565.200, 570.145, and 571.015**, [RSMo, and section 559.115] RSMo.

2. The circuit court shall have the power to revoke the probation or parole previously granted and commit the person to the department of corrections. The circuit court shall determine any conditions of probation or parole for the defendant that it deems necessary to ensure the successful completion of the probation or parole term, including the extension of any term of supervision for any person while on probation or parole. The circuit court may require that the defendant pay restitution for his crime. The probation or parole may be revoked for failure to pay restitution or for failure to conform his behavior to the conditions imposed by the circuit court. The circuit court may, in its discretion, credit any period of probation or parole as time served on a sentence.

565.180. 1. A person commits the crime of elder abuse in the first degree if he attempts to kill, knowingly causes or attempts to cause serious physical injury, as defined in section 565.002, to any person sixty years of age or older or an eligible adult as defined in section 660.250, RSMo.

2. Elder abuse in the first degree is a class A felony.

3. No court may suspend the imposition or execution of sentence or impose a fine in lieu of a term of imprisonment when a person pleads guilty to or is found guilty of elder abuse in the first degree.

565.182. 1. A person commits the crime of elder abuse in the second degree if he:

(1) Knowingly causes, attempts to cause physical injury to any person sixty years of age or older or an eligible adult, as defined in section 660.250, RSMo, by means of a deadly weapon or dangerous instrument; or

(2) Recklessly [and purposely] causes serious physical injury, as defined in section 565.002, to a person sixty years of age or older or an eligible adult as defined in section 660.250, RSMo.

2. Elder abuse in the second degree is a class B felony.

3. No court may suspend the imposition or execution of sentence or impose a fine in lieu of a term of imprisonment when a person pleads guilty to or is found guilty pursuant to subdivision 1 of subsection 1.

565.184. 1. A person commits the crime of elder abuse in the third degree if he:

(1) Knowingly causes or attempts to cause physical contact with any person sixty years of age or older or an eligible adult as defined in section 660.250, RSMo, knowing the other person will regard the contact as harmful or provocative; or

(2) Purposely engages in conduct involving more than one incident that causes grave emotional distress to a person sixty years of age or older or an eligible adult, as defined in section 660.250, RSMo. The course of conduct shall be such as would cause a reasonable person age sixty years of age or older or an eligible adult, as defined in section 660.250, RSMo, to suffer substantial emotional distress; or

(3) Purposely or knowingly places a person sixty years of age or older or an eligible adult, as defined in section 660.250, RSMo, in apprehension of immediate physical injury; or

(4) Intentionally fails to provide care, goods or services to a person sixty years of age or older or an eligible adult, as defined in section 660.250, RSMo. The cause of the conduct shall be such as would cause a reasonable person age sixty or older or an eligible adult, as defined in section 660.250, RSMo, to suffer physical or emotional distress; or

(5) Knowingly acts or knowingly fails to act in a manner which results in a grave risk to the life, body or health of a person sixty years of age or older or an eligible adult, as defined in section 660.250, RSMo.

2. Elder abuse in the third degree is a class [A misdemeanor] **D felony**.

565.188. 1. When any adult day care worker; chiropractor; Christian Science practitioner; coroner; dentist; embalmer; employee of the departments of social services, mental health, or health and senior services; employee of a local area agency on aging or an organized area agency on aging program; funeral director; home health agency or home health agency employee; hospital and clinic personnel engaged in examination, care, or treatment of persons; in-home services owner, provider, operator, or employee; law enforcement officer; long-term care facility administrator or employee; medical examiner; medical resident or intern; mental health professional; minister; nurse; nurse practitioner; optometrist; other health practitioner; peace officer; pharmacist; physical therapist; physician; physician's assistant; podiatrist; probation or parole officer; psychologist; social worker; or other person with responsibility for the care of a person sixty years of age or older has reasonable cause to suspect that such a person has been subjected to abuse or neglect, **or financial exploitation**, or observes such a person being subjected to conditions or circumstances which would reasonably result in abuse or neglect, **or financial exploitation**, he or she shall immediately report or cause a report to be made to the department in accordance with the provisions of sections 660.250 to 660.295, RSMo. Any other person who becomes aware of circumstances which may reasonably be expected to be the result of or result in abuse or neglect, **or financial exploitation** may report to the department.

2. Any person who knowingly fails to make a report as required in subsection 1 of this section is guilty of a class A misdemeanor.

3. Any person who purposely files a false report of elder abuse or neglect **or financial exploitation of the elderly** is guilty of a class A misdemeanor.

4. Every person who has been previously convicted of or pled guilty to making a false report to the department and who is subsequently convicted of making a false report under subsection 3 of this section is guilty of a class D felony.

5. Evidence of prior convictions of false reporting shall be heard by the court, out of the hearing of the jury, prior to the submission of the case to the jury, and the court shall determine the existence of the prior convictions.

565.200. 1. Any owner or employee of a skilled nursing facility, as defined in section 198.006, RSMo, or an Alzheimer's special unit or program, as defined in section 198.505, RSMo, who:

(1) Has sexual contact, as defined in section 566.010, RSMo, with a resident is guilty of a class [B] **A misdemeanor**. Any person who commits a second or subsequent violation of this subdivision is guilty of a class [A misdemeanor] **D felony**; or

(2) Has sexual intercourse or deviate sexual intercourse, as defined in section 566.010, RSMo, with a resident is guilty of a class [A misdemeanor] **C felony**. Any person who commits a second or subsequent violation of this subdivision is guilty of a class [D] **B felony**. **No court may suspend the imposition or execution of sentence or impose a fine in lieu of a term of imprisonment when a person pleads guilty to or is found guilty of committing a second or subsequent violation of this subdivision.**

2. The provisions of this section shall not apply to an owner or employee of a skilled nursing facility or Alzheimer's special unit or program who engages in sexual conduct, as defined in section 566.010, RSMo, with a resident to whom the owner or employee is married.

3. Consent of the victim is not a defense to a prosecution pursuant to this section.

565.320. 1. As used in this section the following terms shall mean:

(1) "Crime of violence", any crime which involved the threat or use of physical force against an elderly person;

(2) "Elderly", a person sixty-five years of age or older.

2. Notwithstanding any other provision of law no court shall sentence a person who has pled guilty or nolo contendere to or has been found guilty of a crime of violence against the elderly to a term of imprisonment of less than thirty consecutive days or to pay a fine in lieu of a term of imprisonment, nor shall such person be eligible for parole or probation until he or she has served a minimum of thirty consecutive days of imprisonment.

570.145. 1. A person commits the crime of financial exploitation of an elderly or disabled person if such person knowingly and by deception, intimidation, or force obtains control over the elderly or disabled person's property with the intent to permanently deprive the elderly or disabled person of the use, benefit or possession of his or her property thereby benefiting such person or detrimentally affecting the elderly or disabled person. Financial exploitation of an elderly or disabled person is a class A misdemeanor if the value of the property is less than fifty dollars[,] ; a class D felony if the value of the property is fifty dollars but less than five hundred dollars[,] ; a class C felony if the value of the property is five hundred dollars but less than one thousand dollars[,] ; a class B felony if the value of the property is one thousand dollars [but less than fifty thousand dollars, and a class A felony if the value of the property is fifty thousand dollars] or more. **No court may suspend the imposition or execution of sentence or impose a fine in lieu of a term of imprisonment when a person pleads guilty to or is found guilty of a violation of this section when punishable as a class B felony.**

2. For purposes of this section, the following terms mean:

(1) "Deception", a misrepresentation or concealment of material fact relating to the terms of a contract or agreement entered into with the elderly or disabled person or to the existing or preexisting condition of any of the property involved in such contract or agreement, or the use or employment of any misrepresentation, false pretense or false promise in order to induce, encourage or solicit the elderly or disabled person to enter into a contract or agreement. Deception includes:

(a) Creating or confirming another person's impression which is false and which the offender does not believe to be true; or

(b) Failure to correct a false impression which the offender previously has created or confirmed; or

(c) Preventing another person from acquiring information pertinent to the disposition of the property involved; or

(d) Selling or otherwise transferring or encumbering property, failing to disclose a lien, adverse claim or other legal impediment to the enjoyment of the property, whether such impediment is or is not valid, or is or is not a matter of official record; or

(e) Promising performance which the offender does not intend to perform or knows will not be performed. Failure to perform standing alone is not sufficient evidence to prove that the offender did not intend to perform;

(2) "Disabled person", a person with a mental, physical, or developmental disability that substantially impairs the person's ability to provide adequately for the person's care or protection;

(3) "Elderly person", a person sixty years of age or older;

(4) "Intimidation", a threat of physical or emotional harm to an elderly or disabled person, or the communication to an elderly or disabled person that he or she will be deprived of food and nutrition, shelter, prescribed medication, or medical care and treatment.

3. Nothing in this section shall be construed to limit the remedies available to the victim pursuant to any state law relating to domestic violence.

4. Nothing in this section shall be construed to impose criminal liability on a person who has made a good faith effort to assist the elderly or disabled person in the management of his or her property, but through no fault of his or her own has been unable to provide such assistance.

5. Nothing in this section shall limit the ability to engage in bona fide estate planning, to transfer property and to otherwise seek to reduce estate and inheritance taxes; provided that such actions do not adversely impact the standard of living to which the elderly or disabled person has become accustomed at the time of such actions.

6. It shall not be a defense to financial exploitation of an elderly or disabled person that the accused reasonably believed that the victim was not an elderly or disabled person.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cooper (158), **House Amendment No. 2** was adopted.

Representative Portwood offered **House Amendment No. 3**.

Representative Burnett raised a point of order that **House Amendment No. 3** is not germane and goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Fares offered **House Amendment No. 4**.

Representative Burnett raised a point of order that **House Amendment No. 4** is not germane and goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Bruns, **HCS HB 1767, as amended**, was adopted.

On motion of Representative Bruns, **HCS HB 1767, as amended**, was ordered perfected and printed.

HCS HB 1900, relating to campaign finance, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **HCS HB 1900** was adopted.

On motion of Representative Dempsey, **HCS HB 1900** was ordered perfected and printed.

HCS HB 1677, relating to a health insurance premium deduction, was taken up by Representative Ervin.

Speaker Jetton assumed the Chair.

On motion of Representative Ervin, **HCS HB 1677** was adopted.

On motion of Representative Ervin, **HCS HB 1677** was ordered perfected and printed.

HB 1864, relating to college admission of illegal aliens, was taken up by Representative Nolte.

Representative Pratt assumed the Chair.

Speaker Jetton resumed the Chair.

On motion of Representative Nolte, **HB 1864** was ordered perfected and printed by the following vote:

AYES: 117

Baker 123	Bearden	Behnen	Bivins	Black
Bogetto	Bringer	Bruns	Casey	Chinn
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Dake	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Frame
Franz	Guest	Harris 110	Haywood	Hobbs
Hunter	Ice	Jackson	Johnson 47	Johnson 90
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota

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Liese	Lipke	Loehner	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Shoemyer	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Wagner	Wallace	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yates
Zweifel	Mr Speaker			

NOES: 038

Aull	Baker 25	Bland	Bowman	Boykins
Brooks	Brown 50	Burnett	Chappelle-Nadal	Corcoran
Curls	Darrrough	Daus	Donnelly	Dougherty
El-Amin	Fraser	Harris 23	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Jolly	Low 39
Lowe 44	Oxford	Rucker	Schoemehl	Skaggs
Spreng	Villa	Vogt	Walsh	Walton
Wright-Jones	Yaeger	Young		

PRESENT: 003

Flook	George	Roorda
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ABSENT WITH LEAVE: 005

Avery	Bean	Brown 30	Marsh	Salva
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HCS HB 1141, relating to the Gaming Commission Fund, was taken up by Representative Jackson.

HCS HB 1141 was placed on the Informal Calendar.

THIRD READING OF HOUSE BILL

HCS HB 1837, relating to malpractice insurance, was taken up by Representative Yates.

On motion of Representative Yates, **HCS HB 1837** was read the third time and passed by the following vote:

AYES: 158

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow

Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Avery	Bean	Brown 30	Marsh	Salva
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Speaker Jetton declared the bill passed.

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HCS HB 1677 - Fiscal Review (Fiscal Note)

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

SS SCS SB 953 - Insurance Policy

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Myers reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HCR 33**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE COMMITTEE SUBSTITUTE FOR HOUSE CONCURRENT RESOLUTION NO. 33

WHEREAS, Missouri's long-standing agriculture tradition continues to thrive and contribute to our economy and to our families; and

WHEREAS, the State of Missouri has maintained a robust and profitable agriculture economy, frequently ranking in the top ten among states with regard to the number of operating farms, hay, cotton, and corn production, and cattle, hog, and turkey production, and more; and

WHEREAS, the economic benefits from these agricultural operations are profoundly important to our communities, to our state, and to our nation; and

WHEREAS, with the introduction of the Missouri Animal Identification Program, a coordinated effort between the Missouri Department of Agriculture and the United States Department of Agriculture, the issues of food security and personal freedom became a reality for Missouri agriculture producers; and

WHEREAS, the United States Department of Agriculture National Animal Identification System (NAIS) is currently and should remain a voluntary program with regard to animal identification programs and marketing practices; and

WHEREAS, we, the members of the Missouri General Assembly, strongly oppose any mandatory animal identification program:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby urge the United States Department of Agriculture to continue the National Animal Identification System program as a voluntary program to allow agriculture families to direct their own future; and

BE IT FURTHER RESOLVED that we, the members of the Missouri General Assembly, hereby swear as a legislative body to uphold and promote our farming community and protect the freedoms we share; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for Mike Johanns, the Secretary of the United States Department of Agriculture.

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SCS SB 1008**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SB 1017**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Urban Issues, Chairman Hoskins reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 2111**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1340**, **HB 1549**, **HB 1918** and **HB 1998**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 629**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 837**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

SENATE CONSENT BILL

Pursuant to Rule 44(c), the following bill, has remained on the Senate Bill for Third Reading Consent Calendar for five legislative days without any objection, all committee substitutes and committee amendments thereto adopted by consent: **SB 561**.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 31**.

SENATE CONCURRENT RESOLUTION NO. 31

WHEREAS, Missouri's long-standing agriculture tradition continues to thrive and contribute to our economy and to our families; and

WHEREAS, the state of Missouri has maintained a robust and lucrative agriculture culture, frequently ranking in the top ten among states with regard to the number of operating farms, hay, cotton, and corn production, cattle, hog and turkey production, and more; and

WHEREAS, the economic benefits from these agricultural operations are profoundly important to our communities, to our state, and to our nation; and

WHEREAS the farm family is the backbone of our state, as we, a legislative body, do swear to uphold and promote our farming community and protect the freedoms we share; and

[illegible]

Subscribed and sworn to before me this 18th day of April in the year 2006.

/s/ Carrie Freeman Young
Notary Public

COMMITTEE MEETINGS

CHILDREN AND FAMILIES

Wednesday, April 19, 2006, 8:30 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HCR 45, HCR 26, SCS SB 568

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 19, 2006, 6:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HCR 31

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 19, 2006, 8:00 a.m. Hearing Room 3.

Executive session.

Public hearings to be held on: HB 2131, HB 1946, HCR 38

FISCAL REVIEW

Wednesday, April 19, 2006, 9:30 a.m. Hearing Room 6.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Thursday, April 20, 2006, 9:30 a.m. Hearing Room 5.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

HEALTH CARE POLICY

Thursday, April 20, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1831, HCR 27, SCS SBs 575 & 714,
SB 822, SCS SBs 858 & 868, SB 901

JOB CREATION AND ECONOMIC DEVELOPMENT

Wednesday, April 19, 2006, 12:00 p.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: SS SCS SB 825

JOINT COMMITTEE ON ECONOMIC DEVELOPMENT, POLICY & PLANNING

Thursday, April 20, 2006, 9:00 a.m. Senate Lounge.

Consideration of Kansas City, MO Enterprise Zone Renewal (Satellite Zone #1)

LOCAL GOVERNMENT

Wednesday, April 19, 2006, 8:30 a.m. Hearing Room 6.

Executive session may follow.

Public hearing to be held on: HB 2047

LOCAL GOVERNMENT

Thursday, April 20, 2006, 8:30 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: SCS SB 646, SCS SB 746

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 19, 2006, 12:00 p.m. Hearing Room 1.

Public hearing to be held on: HB 1447

Executive session may be held on: SB 1124

SENIOR CITIZEN ADVOCACY

Thursday, April 20, 2006, 8:15 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1200, SCS SB 616

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Wednesday, April 19, 2006, 8:15 a.m. Hearing Room 4.

Executive session only.

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, April 19, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session.

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Wednesday, April 19, 2006, 12:00 p.m. Hearing Room 7.

Executive session.

TRANSPORTATION

Wednesday, April 19, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: SCS SB 1064, SS#2 SCS SB 583

UTILITIES

Wednesday, April 19, 2006, Hearing Room 5 upon morning recess.

Executive session may be held.

Public hearings to be held on: HCR 49, HR 1930, SS SCS SBs 613, 1030 & 899, SB 780, SS SB 1066

WAYS AND MEANS

Wednesday, April 19, 2006, Hearing Room 4 upon morning recess.

Possible Executive session.

Public hearings to be held on: HB 1649, SB 582, SB 778

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, April 19, 2006, 12:00 p.m. Hearing Room 3.

Executive session may follow.

Public hearings to be held on: HCR 36, HB 1433, HB 1575

HOUSE CALENDAR

FIFTY-EIGHTH DAY, WEDNESDAY, APRIL 19, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 6 HB 1619 - Sutherland
- 7 HCS HB 1534 - Lembke
- 8 HCS HB 1080 - Schaaf
- 9 HCS HB 1322 - Lipke
- 10 HCS HB 1487 - Parker
- 11 HCS HB 1581 - Jetton
- 12 HCS HB 1726 - Johnson (47)
- 13 HCS HB 1155 - Yates
- 14 HCS HB 1194 - Cunningham (86)
- 15 HCS HB 1162 - Deeken
- 16 HB 1728 - Rector
- 17 HCS HB 1137 - Darrough
- 18 HB 1412 - Portwood
- 19 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 20 HB 1499 - May
- 21 HB 1910 - Fisher
- 22 HCS HB 1928 - Ervin
- 23 HCS HB 1939 - Hunter
- 24 HCS HB 1607 - Schneider
- 25 HCS HB 1036 - Sander
- 26 HCS HB 1347 - Myers
- 27 HB 1536 - Schaaf
- 28 HCS HB 1761 - Loehner

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- 29 HB 1885 - Behnen
- 30 HB 1975 - Cunningham (145)
- 31 HB 1423 - Page

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1075, as amended - Davis (150 minutes debate on Perfection)
- 3 HCS HB 1660 & 1269, as amended - Behnen
- 4 HCS HB 1620 - Sutherland
- 5 HCS HB 1141 - Jackson

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 41, (4-05-06, Page 907) - Sutherland

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1092 - Sater
- 2 HCS HB 1441 - Sutherland

HOUSE BILL FOR THIRD READING - FEDERAL MANDATE

HB 1884 - Behnen

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HB 1522 - Sander

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 10, (4-05-06, Page 905) - Zweifel
- 2 HCR 18, (4-05-06, Page 906) - Kuessner
- 3 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 4 HCR 37, (4-06-06, Pages 927-928) - Loehner

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SCS SBs 701 & 948 - Jackson
- 2 SB 561 - Dempsey

(4/12/06)

- 1 SCS SB 630 - Portwood
- 2 SB 559 - Rector
- 3 SB 648 - Denison
- 4 SB 678 - Smith (14)

- 5 SCS SB 751 - Johnson (47)
- 6 SCS SB 802, E.C. - Rucker
- 7 SB 863 - Robinson
- 8 SB 933 - Bruns
- 9 HCS SB 981 - Behnen
- 10 HCS SB 809 - Baker (25)
- 11 SB 936 - Jones

(4/13/06)

- 1 SB 641 - Cunningham (145)
- 2 SB 677 - Threlkeld
- 3 HCS SCS SB 765, E.C. - Weter
- 4 SB 900 - Moore
- 5 HCS SCS SB 932 - Wilson (119)
- 6 SB 974 - Dempsey
- 7 SCS SB 1117 - Bruns

(4/18/06)

- 1 SB 558 - Rector
- 2 HCS SB 725 - Johnson (47)
- 3 SCS SB 749 - Ruestman
- 4 HCS SB 819 - Emery
- 5 SB 828 - Behnen
- 6 SB 871 - Daus
- 7 HCS SB 893 - Emery
- 8 SCS SB 934 - Tilley
- 9 SB 1016, E.C. - Schneider
- 10 SB 1020 - Moore
- 11 SB 1056 - Sutherland
- 12 SB 1094 - Wright (137)
- 13 SB 1155 - Tilley
- 14 SB 1177 - Dusenberg
- 15 SB 1207 - Black
- 16 SCS SB 580 - Baker (123)
- 17 SB 612, E.C. - Tilley
- 18 SB 618 - Baker (123)
- 19 SCS SB 650, E.C. - Dixon
- 20 SCS SBs 667, 704, 941, 956 & 987 - St. Onge
- 21 HCS SB 712, E.C. - Bruns
- 22 SCS SB 747 - Bearden
- 23 HCS SCS SB 756 - Behnen
- 24 HCS SCS SB 769, E.C. - Wright (159)
- 25 SB 785 - Roorda
- 26 SCS SB 830 - Silvey
- 27 HCS SB 834 - Wilson (130)

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- 28 SB 845 - Johnson (90)
- 29 SCS SB 870, E.C. - Cooper (158)
- 30 SB 881 - Robinson
- 31 SB 919 - Rector
- 32 SB 931 - Parson
- 33 SB 964 - Jackson
- 34 SB 990, HCA 1 - Bruns
- 35 SCS#2 SB 1003, E.C. - Bruns
- 36 HCS SB 1045 - Stevenson
- 37 SB 1057 - Behnen
- 38 SCS SB 1059 - Roorda
- 39 SCS SB 1060 - Jackson
- 40 SB 1085 - Cooper (155)
- 41 HCS SCS SB 1086, E.C. - Kratky
- 42 HCS SCS SB 1122 - Schaaf
- 43 SB 1139 - Yaeger
- 44 SB 1146 - Pratt
- 45 HCS SB 1165 - Bivins
- 46 SB 1189 - Dempsey
- 47 SB 1197 - Viebrock
- 48 SB 1208 - Pratt
- 49 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 SB 645 - Richard
- 2 HCS SCS SB 614 - Sutherland
- 3 SB 766 - Bruns
- 4 SB 818 - Smith (118)
- 5 HCS SCS SBs 1001, 896 & 761, E.C. - St. Onge

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FIFTY-EIGHTH DAY, WEDNESDAY, APRIL 19, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

O Lord, listen to our prayer; give us the discerning mind we desperately need. Listen to our prayer; rescue us from weary minds and bodies. May our lips speak words of wisdom beyond our years.

May we who have received wisdom, listen and become even wiser. And may we with understanding receive guidance.

May kindness and truth be our constant companion that we may find favor with both You and the people of this state and maintain a good reputation.

With Your help we won't lose sight of priorities and purpose. We hang on to them for they fill us with life and bring us honor and respect.

Now may the Lord of Peace Himself give us peace always in every way. The Lord be with us all.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Macie Roorda, Lydia Roorda, Sophie Roorda, Ethan Colbert and Richard K. Johnson, Jr.

The Journal of the fifty-seventh day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2381

through

House Resolution No. 2386	-	Representative Pratt
House Resolution No. 2387	-	Representatives Pratt and Cunningham (145)
House Resolution No. 2388	-	Representatives LeVota and Low (39)
House Resolution No. 2389	-	Representative Munzlinger
House Resolution No. 2390	-	Representative McGhee
House Resolution No. 2391	-	Representative Hunter

House Resolution No. 2392
through
House Resolution No. 2404 - Representative Dempsey
House Resolution No. 2405
and
House Resolution No. 2406 - Representative Smith (150)
House Resolution No. 2407 - Representative Low (39)
House Resolution No. 2408 - Representative Bringer
House Resolution No. 2409 - Representative Aull
House Resolution No. 2410
through
House Resolution No. 2412 - Representative Kingery
House Resolution No. 2413
through
House Resolution No. 2415 - Representative Cunningham (145)
House Resolution No. 2416 - Representative Wildberger
House Resolution No. 2417 - Representative Wright (159)
House Resolution No. 2418 - Representative Jones
House Resolution No. 2419
through
House Resolution No. 2426 - Representative Cooper (158)

Representative Dempsey suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 120

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brown 50	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Frame	Franz	Fraser	Guest
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 61	Jones	Kelly
Kingery	Kratky	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Munzlinger	Muschany	Myers	Nance	Nieves
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Silvey	Skaggs	Smith 150	Spreng
St. Onge	Storch	Swinger	Tilley	Villa
Walsh	Walton	Wells	Weter	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Young	Zweifel	Mr Speaker

NOES: 004

Flook	Kraus	Vogt	Whorton
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PRESENT: 013

Darrough	Dougherty	George	Harris 23	Henke
Johnson 90	Nolte	Shoemyer	Smith 14	Sutherland
Threlkeld	Viebrock	Wagner		

ABSENT WITH LEAVE: 026

Bean	Bland	Bowman	Boykins	Brooks
Brown 30	Bruns	Cooper 155	Dake	El-Amin
Harris 110	Haywood	Johnson 47	Jolly	Marsh
Meiners	Moore	Pratt	Rucker	Salva
Smith 118	Stevenson	Wallace	Wasson	Wildberger
Yates				

United States Senator Christopher “Kit” Bond was introduced by Speaker Jetton and addressed the House.

Speaker Pro Tem Bearden assumed the Chair.

COMMITTEE REPORT

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1021**, begs leave to report it has examined the same and recommends that it **Do Pass**.

SUPPLEMENTAL CALENDAR

APRIL 19, 2006

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 1021 - Ictet

PERFECTION OF HOUSE BILLS

HB 1619, relating to franchise tax rates, was taken up by Representative Sutherland.

HB 1619 was placed on the Informal Calendar.

HCS HB 1581, relating to an income tax credit, was taken up by Representative Jetton.

On motion of Representative Jetton, **HCS HB 1581** was adopted.

On motion of Representative Jetton, **HCS HB 1581** was ordered perfected and printed.

HB 1910, relating to the Fairness in Public Construction Act, was taken up by Representative Fisher.

Representative Johnson (47) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1910, Page 1, Section A, Line 3, by inserting after all of said line the following:

"34.078. 1. Every employer doing business with the state under this chapter shall require each newly hired or rehired independent contractor to fill out a federal W-9 form. The forms shall be compiled, distributed, and entered into the state directory of new hires in the same fashion as set forth in subsection 1 of section 285.300, RSMo.

2. An employer shall not, in an attempt to avoid tax liability or reporting requirements for any employee, denote or treat such employee as an independent contractor, contract labor, or any other term or category implying the absence of an employment relationship.

3. Any employer who misclassifies an employee as an independent contractor or otherwise misclassifies the employee's employment status shall be fined an amount equal to the tax due on the employee's taxable wages or an amount equal to three times the tax due on the employee's taxable wages if it is shown that the employer's failure to report wages is due to bad faith.

4. An employer shall not terminate or in any manner discriminate against an employee because the employee has communicated to the employer the intent to seek reclassification as an employee instead of an independent contractor or has communicated the intent to file an action alleging a violation of this section."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Johnson (47), **House Amendment No. 1** was adopted by the following vote:

AYES: 133

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chappelle-Nadal	Cooper 120
Cooper 158	Corcoran	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Faith	Fares	Frame
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kratky	Kraus	Kuessner
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	McGhee	Meadows
Meiners	Munzlinger	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Portwood	Pratt	Quinn	Robb
Robinson	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wells	Weter

Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 024

Chinn	Cooper 155	Cunningham 145	Dethrow	Dixon
Ervin	Fisher	Flook	Franz	Hunter
Iceet	Kelly	Kingery	Lager	May
Muschany	Myers	Pollock	Rector	Richard
Roark	Self	Stevenson	Wasson	

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Roorda
Wright 159				

HB 1910, as amended, was laid over.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Bearden.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Justin Head.

HOUSE RESOLUTION

Representative Wood, et al., offered House Resolution No. 2439.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2427	-	Representative Cooper (158)
House Resolution No. 2428	-	Representative Pratt
House Resolution No. 2429	-	Representative Chappelle-Nadal
House Resolution No. 2430	-	Representative Wilson (119)
House Resolution No. 2431	-	Representative Bruns
House Resolution No. 2432		
and		
House Resolution No. 2433	-	Representative Johnson (47)
House Resolution No. 2434	-	Representative Johnson (61)
House Resolution No. 2435		
and		
House Resolution No. 2436	-	Representative Brown (50)
House Resolution No. 2437	-	Representative Smith (118)

House Resolution No. 2438 - Representative Robinson
House Resolution No. 2440 - Representative Sanders Brooks
House Resolution No. 2441 - Representative Wildberger
House Resolution No. 2442 - Representative Jetton
House Resolution No. 2443
through
House Resolution No. 2445 - Representative Schad

SPECIAL RECOGNITION

The Forsyth Riverview Bible Christian School Basketball Team was introduced by Representative Wallace and recognized for attaining First Place at the National Association of Christian Athletes Championship.

PERFECTION OF HOUSE BILLS

HCS HB 1322, relating to DNA profiling analysis, was taken up by Representative Lipke.

Representative Lipke offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1322, Section 650.055, Page 5, Line 91, by inserting immediately before the number “9.” an open bracket “[”;

Further amend said line, by deleting the open bracket “[” immediately after the number “9.”; and

Further amend said section, Page 6, Line 131, by deleting “**An individual who**”; and

Further amend said page, Lines 132-143, by deleting all of said lines; and

Further amend said substitute, Section 650.058, Page 8, Line 50, by inserting immediately after said line the following:

“4. An individual who is determined to be “actually innocent” of a crime under this chapter shall automatically be granted an order of expungement from the court in which he or she pled guilty or was sentenced to expunge from all official records all recordings of his or her arrest, plea, trial or conviction. Upon granting of the order of expungement, the records and files maintained in any administrative or court proceeding in an associate or circuit division of the court shall be confidential and only available to the parties or by order of the court for good cause shown. The effect of such order shall be to restore such person to the status he or she occupied prior to such arrest, plea or conviction and as if such event had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of any law to be guilty of perjury or otherwise giving a false statement by response to any inquiry made of him or her for any purpose whatsoever and no such inquiry shall be made for information relating to an expungement under this section.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lipke, **House Amendment No. 1** was adopted.

On motion of Representative Lipke, **HCS HB 1322, as amended**, was adopted.

On motion of Representative Lipke, **HCS HB 1322, as amended**, was ordered perfected and printed.

HB 1728, relating to utility payments to public counsel, was taken up by Representative Rector.

Representative Pratt assumed the Chair.

Representative Burnett offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1728, Page 1, Section A, Line 2, by inserting after said line the following:

"386.700. The [director of the department of economic development] **attorney general** shall appoint a public counsel to serve at the pleasure of the [director of the department] **attorney general**. The public counsel shall be an attorney at law licensed to practice law in this state and whose salary shall be fixed by the [department director] **attorney general** within the appropriation made therefor.

386.710. 1. The public counsel shall have the following powers and duties:

(1) He shall employ a staff or hire on a contract basis such employees and experts as are necessary to carry out the purposes and responsibilities of his office, and shall set their compensation within the appropriation made for that purpose;

(2) He may represent and protect the interests of the public in any proceeding before or appeal from the public service commission. **The public counsel may determine that any rate increase for which an appeal is pending shall not take effect until the appeal is resolved;**

(3) He shall have discretion to represent or refrain from representing the public in any proceeding. He shall consider in exercising his discretion the importance and the extent of the public interest involved and whether that interest would be adequately represented without the action of his office. If the public counsel determines that there are conflicting public interests involved in a particular matter, he may choose to represent one such interest based upon the considerations of this section, to represent no interest in that matter, or to represent one interest and certify to the [director of the department of economic development] **attorney general** that there is a significant public interest which he cannot represent without creating a conflict of interest and which will not be protected by any party to the proceeding. The [director of the department] **attorney general** shall select an attorney, to be paid from funds appropriated for this purpose, to represent that segment of the public certified to him by the public counsel as unrepresented. Nothing in this section shall be construed to limit the right of any person, firm or corporation specified in subsection 1 of section 386.390 to petition or make complaint to the commission or otherwise intervene in proceedings or other matters before the commission.

2. The public counsel shall be served with all proposed tariffs, initial pleadings, and applications, in all proceedings before the public service commission, and shall be served with a copy of all orders of the commission.

3. Nothing in sections 386.071, 386.150, [386.155,] 386.170, 386.200, 386.330, 386.360, 386.390, 386.400, 386.410, 386.420, 386.440, 386.450, 386.480, 386.500, 386.530, 386.540, 386.600, 386.700 and 386.710, shall be construed or interpreted to mean that the public counsel shall not have the right to appeal any and all orders of the public service commission to the courts which right of appeal exists and has existed since the time of transfer as provided in section 386.500.

4. He shall have all powers necessary or proper to carry out the duties specified in this section."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Burnett moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Rector, **HB 1728** was ordered perfected and printed.

HCS HB 1534, relating to life sciences research, was taken up by Representative Lembke.

Representative Page offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1534, Page 1, Section 196.1132, Line 11, by inserting after the word "**birth**" the following: "**or plant life sciences**"; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Skaggs offered **House Amendment No. 1 to House Amendment No. 1**.

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1534, Page 1, by inserting after the word "Sciences" the following:

"; furthermore, no funds shall be spent on research on the implantation of products of stem cell research into a human uterus."

On motion of Representative Skaggs, **House Amendment No. 1 to House Amendment No. 1** was adopted by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl

Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Moore
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Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bogetto	Bringer	Bruns	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Dake	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Harris 110	Haywood
Hobbs	Hughes	Hunter	Ice	Jackson
Johnson 47	Jones	Kelly	Kingery	Kraus
Lager	Lampe	Lembke	Lipke	Loehner
May	McGhee	Meadows	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Richard	Roark
Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schoemehl
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yaeger	Yates	Mr Speaker		

NOES: 042

Baker 25	Bland	Bowman	Boykins	Brooks
Brown 50	Burnett	Chappelle-Nadal	Corcoran	Curls
Darrough	Daus	Donnelly	El-Amin	Fraser
George	Hoskins	Hubbard	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	LeVota	Liese
Lowe 44	Meiners	Robinson	Rucker	Salva
Skaggs	Spreng	Storch	Villa	Vogt
Walsh	Walton	Wildberger	Witte	Wright-Jones
Young	Zweifel			

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PRESENT: 009

Aull	Dougherty	Frame	Harris 23	Henke
Low 39	Roorda	Shoemyer	Whorton	

ABSENT WITH LEAVE: 009

Bean	Brown 30	Marsh	Moore	Oxford
Rector	Schneider	Swinger	Wagner	

Representative Page moved that **House Amendment No. 1, as amended**, be adopted.

Which motion was defeated by the following vote:

AYES: 066

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Brooks	Brown 50	Burnett	Chappelle-Nadal
Corcoran	Curls	Darrough	Daus	Dempsey
Donnelly	Dougherty	Dusenberg	El-Amin	Fares
Frame	Fraser	George	Guest	Harris 23
Haywood	Hoskins	Hubbard	Hughes	Johnson 47
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Low 39	Lowe 44	Meiners
Oxford	Page	Parker	Pratt	Robinson
Rucker	Salva	Schneider	Schoemehl	Shoemyer
Silvey	Skaggs	Smith 14	Spreng	St. Onge
Storch	Tilley	Vogt	Wagner	Walton
Whorton	Wildberger	Wright-Jones	Yates	Young
Zweifel				

NOES: 089

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bringer	Bruns	Casey	Chinn
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Dake	Davis	Day	Deeken	Denison
Dethrow	Dixon	Emery	Ervin	Faith
Fisher	Flook	Franz	Harris 110	Henke
Hobbs	Hunter	Ice	Jackson	Jones
Kelly	Kingery	Lager	Lembke	Liese
Lipke	Loehner	May	Meadows	Munzlinger
Muschany	Myers	Nance	Nieves	Parson
Pearce	Phillips	Pollock	Portwood	Quinn
Rector	Richard	Roark	Robb	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Self	Smith 118	Smith 150
Stevenson	Sutherland	Swinger	Threlkeld	Viebrock
Villa	Wallace	Walsh	Wasson	Wells
Weter	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Yaeger	Mr Speaker	

PRESENT: 003

McGhee	Nolte	Roorda
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ABSENT WITH LEAVE: 005

Bean

Brown 30

Kraus

Marsh

Moore

On motion of Representative Lembke, **HCS HB 1534** was adopted.

On motion of Representative Lembke, **HCS HB 1534** was ordered perfected and printed.

HB 1910, as amended, relating to the Fairness in Public Construction Act, was again taken up by Representative Fisher.

Representative Lowe (44) offered **House Amendment No. 2**.

Representative Flook raised a point of order that the distribution of **House Amendment No. 2** was not timely.

Representative Pratt requested a Parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Walsh offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1910, Page 4, Section 290.095, Line 10, by inserting after said line the following:

“3. The provisions of this section shall not apply if the provisions are in conflict with the National Labor Relations Act.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roark offered **House Substitute Amendment No. 1 for House Amendment No. 3**.

*House Substitute Amendment No. 1
for
House Amendment No. 3*

AMEND House Bill No. 1910, Section 290.095, Page 4, Line 10, by inserting immediately after said line the following:

“3. The provisions of this section shall not be interpreted in such a manner as to interfere with the National Labor Relations Act.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Flook offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 3**.

House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 3

AMEND House Substitute Amendment No. 1 for House Amendment No. 3 to House Bill No. 1910, Page 1, Line 3, by deleting the word “**interfere**” and insert in lieu thereof the following:

“**contradict**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Flook moved that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 069

Bearden	Behnen	Black	Bruns	Chinn
Cooper 120	Cooper 155	Cunningham 145	Cunningham 86	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fisher	Flook	Franz	Hobbs	Hunter
Ice	Jackson	Kelly	Kingery	Lager
Lipke	Loehner	May	Munzlinger	Muschany
Myers	Nieves	Parson	Pearce	Phillips
Pollock	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Schlottach	Self
Stevenson	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Yates	Mr Speaker	

NOES: 087

Aull	Avery	Baker 25	Baker 123	Bivins
Bland	Bogetto	Bowman	Boykins	Bringer
Brooks	Brown 50	Burnett	Casey	Chappelle-Nadal
Cooper 158	Corcoran	Curls	Dake	Darrrough
Daus	Donnelly	Dougherty	El-Amin	Fares
Frame	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kratky	Kraus	Kuessner	Lampe
Lembke	LeVota	Liese	Low 39	Lowe 44
McGhee	Meadows	Meiners	Nance	Nolte
Oxford	Page	Parker	Portwood	Robinson
Roorda	Salva	Scharnhorst	Schneider	Schoemehl
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	St. Onge	Storch	Swinger	Villa
Vogt	Wagner	Walsh	Walton	Whorton
Wildberger	Witte	Wright 137	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 001

Rucker

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Spreng
Wright 159				

Representative Nieves assumed the Chair.

Representative Roark moved that **House Substitute Amendment No. 1 for House Amendment No. 3** be adopted.

Which motion was defeated by the following vote:

AYES: 068

Bearden	Behnen	Bivins	Black	Bruns
Chinn	Cooper 120	Cooper 155	Cunningham 145	Cunningham 86
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Fisher	Flook	Franz	Hobbs	Hunter
Ice	Jackson	Kelly	Kingery	Lager
Lipke	Loehner	May	Munzlinger	Muschany
Myers	Nieves	Parson	Pearce	Phillips
Pollock	Pratt	Quinn	Rector	Richard
Roark	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Self
Stevenson	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Yates	Mr Speaker		

NOES: 089

Aull	Avery	Baker 25	Baker 123	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 50	Burnett	Casey	Chappelle-Nadal	Cooper 158
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	El-Amin	Faith	Fares
Frame	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kratky	Kraus	Kuessner	Lampe
Lembke	LeVota	Liese	Low 39	Lowe 44
McGhee	Meadows	Meiners	Nance	Nolte
Oxford	Page	Parker	Portwood	Robb
Robinson	Roorda	Rucker	Salva	Schneider
Schoemehl	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	St. Onge	Storch	Sutherland
Swinger	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright 137
Wright-Jones	Yaeger	Young	Zweifel	

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PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Spreng
Wright 159				

Representative Cooper (158) offered **House Amendment No. 1 to House Amendment No. 3**.

Representative Cooper (120) raised a point of order that **House Amendment No. 1 to House Amendment No. 3** is not properly drafted as an amendment to the amendment.

Speaker Jetton resumed the Chair.

The Chair ruled the point of order well taken.

Representative George appealed the ruling of the Chair.

The ruling of the Chair was sustained by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Johnson 47	Jones	Kelly	Kraus	Lager
Lembke	Lipke	Loehner	May	McGhee
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Villa	Wallace	Wasson	Wells
Weter	Whorton	Wilson 119	Wilson 130	Wood
Wright 137	Yates	Mr Speaker		

NOES: 059

Aull	Baker 25	Bogetto	Bowman	Bringer
Brooks	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kuessner	Lampe	LeVota	Liese	Low 39
Lowe 44	Meadows	Meiners	Oxford	Page
Robinson	Roorda	Rucker	Salva	Schoemehl

Shoemyer	Skaggs	Storch	Swinger	Vogt
Wagner	Walsh	Walton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Bland	Boykins	Brown 30	Kingery
Marsh	Moore	Quinn	Smith 118	Spreng
Wright 159				

On motion of Representative Walsh, **House Amendment No. 3** was adopted by the following vote:

AYES: 093

Aull	Avery	Baker 25	Baker 123	Bivins
Black	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chappelle-Nadal	Cooper 158	Corcoran	Cunningham 86
Curls	Dake	Darrough	Daus	Deeken
Donnelly	Dougherty	El-Amin	Faith	Fares
Frame	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kratky	Kraus	Kuessner	Lampe
Lembke	LeVota	Liese	Loehner	Low 39
Lowe 44	McGhee	Meadows	Meiners	Nance
Nolte	Oxford	Page	Parker	Robb
Robinson	Roorda	Rucker	Salva	Schoemehl
Shoemyer	Silvey	Skaggs	Smith 14	Smith 150
Spreng	St. Onge	Storch	Sutherland	Swinger
Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright 137	Wright-Jones
Yaeger	Young	Zweifel		

NOES: 064

Bearden	Behnen	Chinn	Cooper 120	Cooper 155
Cunningham 145	Davis	Day	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Fisher	Flook	Franz	Hobbs	Hunter
Ice	Jackson	Kelly	Lager	Lipke
May	Munzlinger	Muschany	Myers	Nieves
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Self	Smith 118
Stevenson	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 159	Yates	Mr Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean
Schneider

Brown 30

Kingery

Marsh

Moore

HB 1910, as amended, was placed on the Informal Calendar.

PERFECTION OF HOUSE BILL - INFORMAL

HB 1619, relating to franchise tax rates, was again taken up by Representative Sutherland.

On motion of Representative Sutherland, **HB 1619** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HB 1499, relating to ethics, was taken up by Representative May.

Representative Dempsey offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1499, Page 2, Section 105.466, Line 12, by inserting after all of said line the following:

"105.470. As used in section 105.473, unless the context requires otherwise, the following words and terms mean:

(1) **"Elected local government official lobbyist"**, any natural person who acts for the purpose of attempting to influence any action by a local government official elected in a county, city, town, or village with an annual operating budget of over two million dollars and, in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment on behalf of or for the benefit of such person's employer;

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity;

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association, or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more elected local government officials in connection with such activity;

(2) **"Executive lobbyist"**, any natural person who acts for the purpose of attempting to influence any action by the executive branch of government or by any elected or appointed official, employee, department, division, agency or board or commission thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment on behalf of or for the benefit of such person's employer; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the executive branch of state government in connection with such activity.

An "executive lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

- a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state board, commission, department, division or agency of the executive branch of government or any elected or appointed officer or employee thereof;
- b. Preparing, filing or inquiring, or responding to any audit, regarding any tax return, any public document, permit or contract, any application for any permit or license or certificate, or any document required or requested to be filed with the state or a political subdivision;
- c. Selling of goods or services to be paid for by public funds, provided that such person is attempting to influence only the person authorized to authorize or enter into a contract to purchase the goods or services being offered for sale;
- d. Participating in public hearings or public proceedings on rules, grants, or other matters;
- e. Responding to any request for information made by any public official or employee of the executive branch of government;
- f. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;
- g. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee; or
- h. Testifying as a witness before a state board, commission or agency of the executive branch;

[(2)] (3) "Expenditure", any payment made or charge, expense, cost, debt or bill incurred; any gift, honorarium or item of value bestowed including any food or beverage; any price, charge or fee which is waived, forgiven, reduced or indefinitely delayed; any loan or debt which is canceled, reduced or otherwise forgiven; the transfer of any item with a reasonably discernible cost or fair market value from one person to another or provision of any service or granting of any opportunity for which a charge is customarily made, without charge or for a reduced charge; except that the term "expenditure" shall not include the following:

- (a) Any item, service or thing of value transferred to any person within the third degree of consanguinity of the transferor which is unrelated to any activity of the transferor as a lobbyist;
- (b) Informational material such as books, reports, pamphlets, calendars or periodicals informing a public official regarding such person's official duties, or souvenirs or mementos valued at less than ten dollars;
- (c) Contributions to the public official's campaign committee or candidate committee which are reported pursuant to the provisions of chapter 130, RSMo;
- (d) Any loan made or other credit accommodations granted or other payments made by any person or entity which extends credit or makes loan accommodations or such payments in the regular ordinary scope and course of business, provided that such are extended, made or granted in the ordinary course of such person's or entity's business to persons who are not public officials;
- (e) Any item, service or thing of de minimis value offered to the general public, whether or not the recipient is a public official or a staff member, employee, spouse or dependent child of a public official, and only if the grant of the item, service or thing of de minimis value is not motivated in any way by the recipient's status as a public official or staff member, employee, spouse or dependent child of a public official;
- (f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;
- (g) Any payment, gift, compensation, fee, expenditure or anything of value which is bestowed upon or given to any public official or a staff member, employee, spouse or dependent child of a public official when it is compensation for employment or given as an employment benefit and when such employment is in addition to their employment as a public official;

[(3)] (4) "Judicial lobbyist", any natural person who acts for the purpose of attempting to influence any purchasing decision by the judicial branch of government or by any elected or appointed official or any employee thereof and in connection with such activity, meets the requirements of any one or more of the following:

- (a) Is acting in the ordinary course of employment which primary purpose is to influence the judiciary in its purchasing decisions on a regular basis on behalf of or for the benefit of such person's employer, except that this shall

not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

- (b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or
- (c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation or association; or
- (d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty- first for the benefit of one or more public officials or one or more employees of the judicial branch of state government in connection with attempting to influence such purchasing decisions by the judiciary.

A "judicial lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

- a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state court;
- b. Participating in public hearings or public proceedings on rules, grants, or other matters;
- c. Responding to any request for information made by any judge or employee of the judicial branch of government;
- d. Preparing, distributing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic; or
- e. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee;

[(4)] (5) "Legislative lobbyist", any natural person who acts for the purpose of attempting to influence the taking, passage, amendment, delay or defeat of any official action on any bill, resolution, amendment, nomination, appointment, report or any other action or any other matter pending or proposed in a legislative committee in either house of the general assembly, or in any matter which may be the subject of action by the general assembly and in connection with such activity, meets the requirements of any one or more of the following:

- (a) Is acting in the ordinary course of employment, which primary purpose is to influence legislation on a regular basis, on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or
- (b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or
- (c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or
- (d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty- first for the benefit of one or more public officials or one or more employees of the legislative branch of state government in connection with such activity.

A "legislative lobbyist" shall include an attorney at law engaged in activities on behalf of any person unless excluded by any of the following exceptions. A "legislative lobbyist" shall not include any member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

- a. Responding to any request for information made by any public official or employee of the legislative branch of government;
- b. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;
- c. Acting within the scope of employment of the legislative branch of government when acting with respect to the general assembly or any member thereof;
- d. Testifying as a witness before the general assembly or any committee thereof;

[(5)] (6) "Lobbyist", any natural person defined as an executive lobbyist, judicial lobbyist or a legislative lobbyist;

[(6)] (7) "Lobbyist principal", any person, business entity, governmental entity, religious organization, nonprofit corporation or association who employs, contracts for pay or otherwise compensates a lobbyist;

[(7)] (8) "Public official", any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any agency head, department director or division director of state government or any member of any state board or commission and any designated decision-making public servant designated by persons described in this subdivision."; and

Further amend said bill, Page 2, Section 105.473, Line 21, by deleting all of said line and inserting in lieu thereof the following:

"lobbyist, judicial lobbyist [or a] , legislative lobbyist, **or elected local government official lobbyist**, the lobbyist shall file with the commission on"; and

Further amend said bill, Page 3, Section 105.473, Line 32, by deleting all of said line and inserting in lieu thereof the following:

"(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories:

- a. Printing and publication expenses;**
- b. Media and other advertising expenses;**
- c. Travel;**
- d. Entertainment;**
- e. Honoraria;**
- f. Meals, food, and beverages;**
- g. Gifts;**

(c) An itemized listing of the name of the recipient and the nature and amount of each"; and

Further amend said bill, Page 3, Section 105.473, Line 35, by inserting immediately after the word "official" the following:

"or elected local government official"; and

Further amend said bill, Page 3, Section 105.473, Line 36, by deleting all of said line and inserting in lieu thereof the following:

"[(c)] (d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions"; and

Further amend said bill, Page 3, Section 105.473, Lines 46 to 48, by deleting all of said lines and inserting in lieu thereof the following:

"[(d)] (e) Any expenditure made on behalf of a public official, an elected local government official, or [the public] such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such [public] official, the [public] official's staff, employees, or spouse or dependent children, from the lobbyist or his"; and

Further amend said bill, Page 3, Section 105.473, Lines 52 and 53, by deleting all of said lines and inserting in lieu thereof the following:

"[(e)] (f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official."; and

Further amend said bill, Page 4, Section 105.473, Line 90, by deleting all of said line and inserting in lieu thereof the following:

"officer, or any other person holding an elective office of state government, or any elected local government official, on or before the"; and

Further amend said bill, Page 4, Section 105.473, Line 102, by inserting after all of said line the following:

"13. The provisions of this section shall supersede any contradicting ordinances or charter provisions."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Dempsey, **House Amendment No. 1** was adopted.

Representative Threlkeld offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1499, Page 30, Section 130.021, Line 129, by inserting after all of said line the following:

"130.032. 1. In addition to the limitations imposed pursuant to section 130.031, the amount of contributions made by or accepted from any person other than the candidate in any one election shall not exceed the following:

(1) To elect an individual to the office of governor, lieutenant governor, secretary of state, state treasurer, state auditor or attorney general, one thousand dollars;

(2) To elect an individual to the office of state senator, five hundred dollars;

(3) To elect an individual to the office of state representative, two hundred fifty dollars;

(4) To elect an individual to any other office, including judicial office, if the population of the electoral district, ward, or other unit according to the latest decennial census is under one hundred thousand, two hundred fifty dollars;

(5) To elect an individual to any other office, including judicial office, if the population of the electoral district, ward, or other unit according to the latest decennial census is at least one hundred thousand but less than two hundred fifty thousand, five hundred dollars; and

(6) To elect an individual to any other office, including judicial office, if the population of the electoral district, ward, or other unit according to the latest decennial census is at least two hundred fifty thousand, one thousand dollars.

2. For purposes of this subsection "base year amount" shall be the contribution limits prescribed in this section on January 1, 1995. Such limits shall be increased on the first day of January in each even-numbered year **beginning before January 1, 2007, and on the first day of January in each odd-numbered year beginning on or after January 1, 2007**, by multiplying the base year amount by the cumulative consumer price index, as defined in section 104.010, RSMo, and rounded to the nearest twenty-five-dollar amount, for all years since January 1, 1995.

3. Candidate committees, exploratory committees, campaign committees and continuing committees, other than those continuing committees which are political party committees, shall be subject to the limits prescribed in subsection 1 of this section. The provisions of this subsection shall not limit the amount of contributions which may be accumulated by a candidate committee and used for expenditures to further the nomination or election of the candidate who controls such candidate committee[, except as provided in section 130.052].

4. Except as limited by this subsection, the amount of cash contributions, and a separate amount for the amount of in-kind contributions, made by or accepted from a political party committee in any one election shall not exceed the following:

(1) To elect an individual to the office of governor, lieutenant governor, secretary of state, state treasurer, state auditor or attorney general, ten thousand dollars;

(2) To elect an individual to the office of state senator, five thousand dollars;

(3) To elect an individual to the office of state representative, two thousand five hundred dollars; and

(4) To elect an individual to any other office of an electoral district, ward or unit, ten times the allowable contribution limit for the office sought.

The amount of contributions which may be made by or accepted from a political party committee in the primary election to elect any candidate who is unopposed in such primary shall be fifty percent of the amount of the allowable contributions as determined in this subsection.

5. Contributions from persons under fourteen years of age shall be considered made by the parents or guardians of such person and shall be attributed toward any contribution limits prescribed in this chapter. Where the contributor under fourteen years of age has two custodial parents or guardians, fifty percent of the contribution shall be attributed to each parent or guardian, and where such contributor has one custodial parent or guardian, all such contributions shall be attributed to the custodial parent or guardian.

6. Contributions received and expenditures made prior to January 1, 1995, shall be reported as a separate account and pursuant to the laws in effect at the time such contributions are received or expenditures made. Contributions received and expenditures made after January 1, 1995, shall be reported as a separate account from the aforementioned account and pursuant to the provisions of this chapter. The account reported pursuant to the prior law shall be retained as a separate account and any remaining funds in such account may be used pursuant to this chapter and section 130.034.

7. Any committee which accepts or gives contributions other than those allowed shall be subject to a surcharge of one thousand dollars plus an amount equal to the contribution per nonallowable contribution, to be paid to the ethics commission and which shall be transferred to the director of revenue, upon notification of such nonallowable contribution by the ethics commission, and after the candidate has had ten business days after receipt of notice to return the contribution to the contributor. The candidate and the candidate committee treasurer or deputy treasurer owing a surcharge shall be personally liable for the payment of the surcharge or may pay such surcharge only from campaign funds existing on the date of the receipt of notice. Such surcharge shall constitute a debt to the state enforceable under, but not limited to, the provisions of chapter 143, RSMo."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Harris (23) offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 1499, Page 5, Line 10, by inserting after said line:

"8. No candidate for the house of representatives, senate, or a statewide elected office shall accept any contributions from the first Wednesday after the first Monday in January through the thirtieth day of May of each year. Candidates for special election to the house of representatives, senate, or statewide elected office may accept contributions from the date of the candidate's nomination by his or her respective political party until thirty days after the date of the election."

On motion of Representative Harris (23), **House Amendment No. 1 to House Amendment No. 2** was adopted by the following vote:

AYES: 131

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Davis
Day	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dusenberg	Emery	Ervin	Faith
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kraus	Kuessner	Lager	Lampe	LeVota
Liese	Lipke	Loehner	Low 39	Meadows
Meiners	Munzlinger	Muschany	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Vogt
Wagner	Walsh	Wasson	Wells	Weter

Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Yaeger	Yates	Zweifel
Mr Speaker				

NOES: 022

Brooks	Chappelle-Nadal	Daus	Deeken	Dougherty
El-Amin	Fares	Hoskins	Hubbard	Kelly
Kratky	Lowe 44	May	McGhee	Myers
Smith 118	Villa	Wallace	Walton	Whorton
Wright-Jones	Young			

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Bean	Brown 30	Cooper 120	Cooper 155
Hughes	Kingery	Lembke	Marsh	Moore

On motion of Representative Threlkeld, **House Amendment No. 2, as amended**, was adopted.

Representative Pratt offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 1499, Section 130.021, Page 30, Line 129, by inserting immediately after said line the following:

“130.026. 1. For the purpose of this section, the term "election authority" or "local election authority" means the county clerk, except that in a city or county having a board of election commissioners the board of election commissioners shall be the election authority. For any political subdivision or other district which is situated within the jurisdiction of more than one election authority, as defined herein, the election authority is the one in whose jurisdiction the candidate resides or, in the case of ballot measures, the one in whose jurisdiction the most populous portion of the political subdivision or district for which an election is held is situated, except that a county clerk or a county board of election commissioners shall be the election authority for all candidates for elective county offices other than county clerk and for any countywide ballot measures.

2. The appropriate officer or officers for candidates and ballot measures shall be as follows:

(1) In the case of candidates for the offices of governor, lieutenant governor, secretary of state, state treasurer, state auditor, attorney general, judges of the supreme court, [and] appellate court judges, **state senator and state representative**, the appropriate officer shall be the Missouri ethics commission;

(2) Notwithstanding the provisions of subsection 1 of this section, in the case of candidates for the offices of [state senator, state representative,] county clerk, and associate circuit court judges and circuit court judges, the appropriate officers shall be the Missouri ethics commission and the election authority for the place of residence of the candidate;

(3) In the case of candidates for elective municipal offices in municipalities of more than one hundred thousand inhabitants and elective county offices in counties of more than one hundred thousand inhabitants, the appropriate officers shall be the Missouri ethics commission and the election authority of the municipality or county in which the candidate seeks office;

(4) In the case of all other offices, the appropriate officer shall be the election authority of the district or political subdivision for which the candidate seeks office;

(5) In the case of ballot measures, the appropriate officer or officers shall be:

(a) The Missouri ethics commission for a statewide measure;

(b) The local election authority for any political subdivision or district as determined by the provisions of subsection 1 of this section for any measure, other than a statewide measure, to be voted on in that political subdivision or district.

3. The appropriate officer or officers for candidate committees and campaign committees shall be the same as designated in subsection 2 of this section for the candidates or ballot measures supported or opposed as indicated in the statement of organization required to be filed by any such committee.

4. The appropriate officer for political party committees shall be as follows:

(1) In the case of state party committees, the appropriate officer shall be the Missouri ethics commission;

(2) In the case of any district, county or city political party committee, the appropriate officer shall be the Missouri ethics commission and the election authority for that district, county or city.

5. The appropriate officers for a continuing committee and for any other committee not named in subsections 3, 4 and 5 of this section shall be as follows:

(1) The Missouri ethics commission and the election authority for the county in which the committee is domiciled; and

(2) If the committee makes or anticipates making expenditures other than direct contributions which aggregate more than five hundred dollars to support or oppose one or more candidates or ballot measures in the same political subdivision or district for which the appropriate officer is an election authority other than the one for the county in which the committee is domiciled, the appropriate officers for that committee shall include such other election authority or authorities, except that committees covered by this subsection need not file statements required by section 130.021 and reports required by subsections 6, 7 and 8 of section 130.046 with any appropriate officer other than those set forth in subdivision (1) of this subsection.

6. The term "domicile" or "domiciled" means the address of the committee listed on the statement of organization required to be filed by that committee in accordance with the provisions of section 130.021."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pratt, **House Amendment No. 3** was adopted.

HB 1499, as amended, was laid over.

COMMITTEE ASSIGNMENT

SPECIAL COMMITTEE ON IMMIGRATION REFORM

Emery, Ed - Chair

Nolte, Jerry - Vice-Chair

Chappelle-Nadal, Maria

Chinn, Cathy

Cooper, Nathan

Dusenberg, Gary

Flook, Tim

Guest, Jim

Henke, Wayne

Lembke, Jim

Nieves, Brian

Skaggs, Trent

Wildberger, Ed

Wright, Billy Pat

Wright-Jones, Robin

Yaeger, Patricia

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 2295 - Special Committee on Immigration Reform
HR 2345 - Rules

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1581 - Fiscal Review (Fiscal Note)
HB 1619 - Fiscal Review (Fiscal Note)
HCS HB 1767 - Fiscal Review (Fiscal Note)
HB 1820 - Special Committee on Student Achievement and Finance
HB 1948 - Elections
HB 1949 - Elections
HB 1979 - Crime Prevention and Public Safety
HB 2013 - Ways and Means
HB 2037 - Budget
HB 2052 - Local Government
HB 2080 - Utilities
HB 2122 - Crime Prevention and Public Safety
HB 2134 - Local Government
HB 2135 - Local Government
HB 2147 - Elections
HB 2149 - Elections

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCS SCR 24 - Agriculture Policy
SCR 29 - Conservation and Natural Resources
SCR 31 - Agriculture Policy

REFERRAL OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolutions were referred to the Committee indicated:

SJR 26 - Veterans
SJR 31 - Special Committee on Student Achievement and Finance

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SBs 567 & 792 - Health Care Policy
SS SCS SBs 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 & 890 - Crime Prevention and Public Safety
SS SB 596 - Children and Families
SS SCS SB 882 - Crime Prevention and Public Safety
SS SCS SB 904 - Special Committee on General Laws
SS SCS SB 912 - Special Committee on Student Achievement and Finance
SCS SB 961 - Transportation
SS SCS SB 976 - Conservation and Natural Resources
SB 1023 - Crime Prevention and Public Safety
SB 1037 - Utilities
SS SCS SB 1041 - Crime Prevention and Public Safety
SS SB 1058 - Judiciary
SCS SB 1081 - Special Committee on Student Achievement and Finance
SB 1102 - Local Government
SB 1103 - Insurance Policy
SB 1107 - Conservation and Natural Resources
SS SCS SBs 1210, 1244 & 844 - Judiciary
SS SCS SB 1229 - Children and Families

COMMITTEE REPORTS

Committee on Budget, Chairman Icet reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1022**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Children and Families, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HCR 26**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 26

WHEREAS, faith-based and community organizations are currently providing quality social services and making a positive difference in the communities they serve; and

WHEREAS, faith-based and community organizations are serving their communities in areas such as the prevention and treatment of juvenile delinquency, child care services, support services for the elderly, the prevention of crime, the intervention in and prevention of domestic violence, and a number of other social service areas; and

WHEREAS, some of these faith-based and community organizations are currently receiving moneys from the federal government, or through the state, a city, or local government that itself receives federal moneys, to carry out their missions; and

WHEREAS, because of the quality of services provided by these organizations, it is important for the state and local governments to utilize their services by working in partnership with faith-based and community organizations; and

WHEREAS, faith-based and community organizations that currently work in partnership with local governments or judicial circuits are doing so within the framework of the Constitutional church-state guidelines:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby express our gratitude to faith-based and community organizations working in their communities to improve the lives of the citizens of this state; and

BE IT FURTHER RESOLVED that the members of the General Assembly support the mission of faith-based and community organizations to provide social services to improve the lives of our citizens; and

BE IT FURTHER RESOLVED that the members of the General Assembly support and encourage the state and all local governments to work in partnership with faith-based and community organizations to provide quality social services that improve the lives of so many of our citizens in particular and better our society in general; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for Governor Matt Blunt, the presiding judge of each judicial circuit in this state, and to the director of each state department.

Mr. Speaker: Your Committee on Children and Families, to which was referred **HCR 45**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE CONCURRENT RESOLUTION NO. 45

WHEREAS, Senate Joint Resolution 1 has been introduced in the United States Congress to amend the United States Constitution as follows:

"Section 1. This article may be cited as the "Marriage Protection Amendment".

Section 2. Marriage in the United States shall consist only of the union of a man and a woman. Neither this Constitution, nor the constitution of any State, shall be construed to require that marriage or the legal incidents thereof be conferred upon any union other than the union of a man and a woman."; and

WHEREAS, civil marriage, as a legal union, has generally been defined by state law in accord with the principles of federalism. Although the states have the primary regulatory power with regard to marriage, the federal government has been involved in regulating marriage since the mid-nineteenth century; and

WHEREAS, the 1862 Morrill Act, which made bigamy a punishable federal offense, was followed by a series of laws designed to end the practice of polygamy; and

WHEREAS, in 1996, President Clinton signed the Defense of Marriage Act into law which prevents federal recognition of same-sex marriage, and allows state to refuse to recognize same-sex licenses obtained outside their borders; and

WHEREAS, the efforts of 19 States, including Missouri, to protect traditional marriage by way of a constitutional amendment as the union between one man and one woman is a clear indication to the rest of the country

and the United States Congress that the citizens of each state are in strong support of the most sacred institution of marriage; and

WHEREAS, despite progress to protect marriage in the states, the courts pose a direct threat to the will of the people who have spoken through the democratic process; and

WHEREAS, on July 14, 2004, by a vote of 50-48, a similarly-worded federal marriage amendment was defeated in the United States Senate. Despite the amendment's failure in the United States Senate, the United States House of Representatives took up the amendment on September 30, 2004. With a vote of 227-186, the amendment fell well short of the votes needed for adoption; and

WHEREAS, a vote on the marriage protection amendment in the United States Senate is scheduled for June 5, 2006; and

WHEREAS, to become part of the United States Constitution, the Marriage Protection Amendment would need to be approved by a two-thirds majority in the United States House of Representatives and the Senate, and then ratified by 38 of the state legislatures. Three-fourths of the states have already enacted laws in accord with the 1996 Defense of Marriage Act, but these laws do not constitute ratification of the Marriage Protection Amendment:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby urge the United States Congress to approve the Marriage Protection Amendment which would define marriage in the United States as a union of one man and one woman; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for each member of the Missouri Congressional Delegation.

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SCS SB 1221**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Elementary and Secondary Education, Chairman Cunningham (86) reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1946**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Financial Institutions, Chairman Cunningham (145) reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SS SCS SB 892**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Higher Education, Chairman Kingery reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **SS SCS SB 590**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2047**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 884**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 951**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 1101**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SCS SB 1175**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SS#2 SCS SB 583**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Transportation, to which was referred **SCS SB 1064**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Ways and Means, Chairman Sutherland reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SB 778**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Workforce Development and Workplace Safety, Chairman Hunter reporting:

Mr. Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **HCR 36**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 36

WHEREAS, the Second Injury fund was created to provide compensation for certain work-related injuries; and

WHEREAS, revenue for the Second Injury fund is provided by a surcharge paid by authorized self-insurers and workers' compensation policyholders; and

WHEREAS, various state officials have duties related to the fund, including the State Treasurer who is custodian of the fund, the Attorney General who provides legal services to the fund; and the Director of the Division of Workers' Compensation who maintains financial data and certain records regarding the fund; and

WHEREAS, every three years the Second Injury Fund is required to have an actuarial study conducted to determine the solvency of the fund, the appropriate funding level for the fund, and the forecasted expenditures from the fund; and

WHEREAS, the most recent Second Injury Fund actuarial study raised concerns about the solvency of the fund:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby establish the "Joint Interim Committee on the Second Injury Fund" to be comprised of five members of the Senate and five members of the House of Representatives, with three of the Senate members to be appointed by the President Pro Tem of the Senate and two members of the Senate to be appointed by the Senate Minority Leader, and with three of the House members to be appointed by the Speaker of the House and two of the House members to be appointed by the House Minority Floor Leader; and

BE IT FURTHER RESOLVED that the interim committee shall examine and analyze the solvency of and need for the Second Injury Fund; and

BE IT FURTHER RESOLVED that the staffing required by the committee shall be provided by the House and Senate Research offices; and

BE IT FURTHER RESOLVED that the interim committee is authorized to call upon any department, office, division, or agency of this state to assist in the gathering of information pursuant to the interim committee's objective provided herein; and

BE IT FURTHER RESOLVED that the interim committee is authorized to operate from the passage of this resolution until January 31, 2007, and members of the interim committee may be reimbursed for their actual and necessary expenses incurred in the performance of their duties; and

BE IT FURTHER RESOLVED that the interim committee shall deliver its report to the Governor and the General Assembly with its findings and recommendations by January 15, 2007, and the interim committee shall terminate on January 31, 2007; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for each director of every department and office responsible for the maintenance of and enforcement of the attendant provisions under the Second Injury Fund.

Mr. Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **SB 735**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Workforce Development and Workplace Safety, to which was referred **SB 779**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1082**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1560**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1642**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1704 with House Committee Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1749**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1814**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1970**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 2038**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 666**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 773**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 878**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 965**, begs leave to report it has examined the same and recommends that it **Do Pass - NOT CONSENT**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 1026**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 1048**, begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1001**, entitled:

An act to appropriate money to the Board of Fund Commissioners for the cost of issuing, processing and defeasing State Water Pollution Control Bonds, Stormwater Control Bonds, Third State Building Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Third State Building Bond Interest and Sinking Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund, Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1002**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, the Office of Administration, and several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1003**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1004**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, Department of Transportation, Office of Administration, the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1005**, entitled:

An act to appropriate money for the expenses, grants, refunds and distributions of the Office of Administration, the Department of Transportation, the Department of Public Safety, and the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1006**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, Office of Administration, and the several division and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1007**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, and Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1008**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the Office of Administration, and several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1009**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the Office of Administration and several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1010**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, the Office of Administration, and several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1011**, entitled:

An act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the Office of Administration and several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1012**, entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Missouri Commission on Interstate Cooperation, the Committee on Legislative Research, various joint committees, for the expenses of the joint and interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1013**, entitled:

An act to appropriate money for real property leases, related services, utilities, systems furniture, and structural modifications for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, April 20, 2006.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Fifty-seventh Day, Tuesday, April 18, 2006, Page 1110, Line 14, by inserting immediately after said line the following:

The following member's presence was noted: Salva

COMMITTEE MEETINGS

FISCAL REVIEW

Thursday, April 20, 2006, 9:30 a.m. Hearing Room 5.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

HEALTH CARE POLICY

Thursday, April 20, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 1831, HCR 27,
SCS SBs 575 & 714, SB 822, SCS SBs 858 & 868, SB 901

HIGHER EDUCATION

Thursday, April 20, 2006, House Chamber side gallery upon afternoon adjournment.

Executive session will be held on: HB 1968

JOINT COMMITTEE ON ECONOMIC DEVELOPMENT, POLICY & PLANNING

Thursday, April 20, 2006, 9:00 a.m. Senate Lounge.

Consideration of Kansas City, MO Enterprise Zone Renewal (Satellite Zone #1) CANCELLED

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, April 24, 2006, 10:00 a.m. Hearing Room 6.

Quarterly business meeting.

Some portions of the meeting may be closed pursuant to Section 610.021.

LOCAL GOVERNMENT

Thursday, April 20, 2006, 8:30 a.m. Hearing Room 6.

Executive session may follow.

Public hearings to be held on: SCS SB 646, SCS SB 746

PROFESSIONAL REGISTRATION AND LICENSING

Thursday, April 20, 2006, Hearing Room 7 upon morning adjournment.

Executive session may be held on: SB 1124

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, April 20, 2006, 8:30 a.m. Hearing Room 3.

Public hearings to be held on: HCR 40, HCS HCR 33, HCS HB 1651 & 1608, HB 2111, HB 1930, HCS HB 1868, HCS SB 697, HCS SS SB 696, HCS SB 840, HCS SB 980, HCS SB 1017, HCS SB 1084, HCS SS SCS SBs 872, 754 & 669, SCS SB 1008, HCS SS SCS SB 916

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, April 20, 2006, 9:15 a.m. Hearing Room 3.

Public hearing to be held on: HCS HB 1022

SENIOR CITIZEN ADVOCACY

Thursday, April 20, 2006, 8:15 a.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: HB 1200, SCS SB 616

HOUSE CALENDAR

FIFTY-NINTH DAY, THURSDAY, APRIL 20, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 1021 - Icet

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HBs 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1080 - Schaaf
- 7 HCS HB 1487 - Parker
- 8 HCS HB 1726 - Johnson (47)
- 9 HCS HB 1155 - Yates
- 10 HCS HB 1194 - Cunningham (86)
- 11 HCS HB 1162 - Deeken
- 12 HCS HB 1137 - Darrough
- 13 HB 1412 - Portwood
- 14 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 15 HB 1499, as amended - May

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- 16 HCS HB 1928 - Ervin
- 17 HCS HB 1939 - Hunter
- 18 HCS HB 1607 - Schneider
- 19 HCS HB 1036 - Sander
- 20 HCS HB 1347 - Myers
- 21 HB 1536 - Schaaf
- 22 HCS HB 1761 - Loehner
- 23 HB 1885 - Behnen
- 24 HB 1975 - Cunningham (145)
- 25 HB 1423 - Page
- 26 HCS HB 1082 - Dempsey
- 27 HB 1560 - Bearden
- 28 HB 1642 - Cunningham (145)
- 29 HB 1704, HCA 1 - St. Onge
- 30 HCS HB 1749 - Cooper (120)
- 31 HCS HB 1814 - Nieves
- 32 HCS HB 1970 - Munzlinger
- 33 HB 2038 - Moore

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1075, as amended - Davis (150 minutes debate on Perfection)
- 3 HCS HBs 1660 & 1269, as amended - Behnen
- 4 HCS HB 1620 - Sutherland
- 5 HCS HB 1141 - Jackson
- 6 HB 1910, as amended - Fisher

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 41, (4-05-06, Page 907) - Sutherland

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1092 - Sater
- 2 HCS HB 1441 - Sutherland
- 3 HCS HB 1767, (Fiscal Review 4-19-06) - Bruns
- 4 HCS HB 1900 - Dempsey
- 5 HCS HB 1677, (Fiscal Review 4-18-06) - Ervin
- 6 HB 1864 - Nolte
- 7 HCS HB 1581, (Fiscal Review 4-19-06) - Jetton
- 8 HCS HB 1322 - Lipke
- 9 HB 1728 - Rector
- 10 HCS HB 1534 - Lembke
- 11 HB 1619, (Fiscal Review 4-19-06) - Sutherland

HOUSE BILL FOR THIRD READING - FEDERAL MANDATE

HB 1884 - Behnen

HOUSE BILL FOR THIRD READING - CONSENT - INFORMAL

HB 1522 - Sander

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 10, (4-05-06, Page 905) - Zweifel
- 2 HCR 18, (4-05-06, Page 906) - Kuessner
- 3 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 4 HCR 37, (4-06-06, Pages 927-928) - Loehner

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SCS SBs 701 & 948 - Jackson
- 2 SB 561 - Dempsey

(4/12/06)

- 1 SCS SB 630 - Portwood
- 2 SB 559 - Rector
- 3 SB 648 - Denison
- 4 SB 678 - Smith (14)
- 5 SCS SB 751 - Johnson (47)
- 6 SCS SB 802, E.C. - Rucker
- 7 SB 863 - Robinson
- 8 SB 933 - Bruns
- 9 HCS SB 981 - Behnen
- 10 HCS SB 809 - Baker (25)
- 11 SB 936 - Jones

(4/13/06)

- 1 SB 641 - Cunningham (145)
- 2 SB 677 - Threlkeld
- 3 HCS SCS SB 765, E.C. - Weter
- 4 SB 900 - Moore
- 5 HCS SCS SB 932 - Wilson (119)
- 6 SB 974 - Dempsey
- 7 SCS SB 1117 - Bruns

(4/18/06)

- 1 SB 558 - Rector
- 2 HCS SB 725 - Johnson (47)
- 3 SCS SB 749 - Ruestman
- 4 HCS SB 819 - Emery
- 5 SB 828 - Behnen
- 6 SB 871 - Daus
- 7 HCS SB 893 - Emery
- 8 SCS SB 934 - Tilley
- 9 SB 1016, E.C. - Schneider
- 10 SB 1020 - Moore
- 11 SB 1056 - Sutherland
- 12 SB 1094 - Wright (137)
- 13 SB 1155 - Tilley
- 14 SB 1177 - Dusenberg
- 15 SB 1207 - Black
- 16 SCS SB 580 - Baker (123)
- 17 SB 612, E.C. - Tilley
- 18 SB 618 - Baker (123)
- 19 SCS SB 650, E.C. - Dixon
- 20 SCS SBs 667, 704, 941, 956 & 987 - St. Onge
- 21 HCS SB 712, E.C. - Bruns
- 22 SCS SB 747 - Bearden
- 23 HCS SCS SB 756 - Behnen
- 24 HCS SCS SB 769, E.C. - Wright (159)
- 25 SB 785 - Roorda
- 26 SCS SB 830 - Silvey
- 27 HCS SB 834 - Wilson (130)
- 28 SB 845 - Johnson (90)
- 29 SCS SB 870, E.C. - Cooper (158)
- 30 SB 881 - Robinson
- 31 SB 919 - Rector
- 32 SB 931 - Parson
- 33 SB 964 - Jackson
- 34 SB 990, HCA 1 - Bruns
- 35 SCS#2 SB 1003, E.C. - Bruns
- 36 HCS SB 1045 - Stevenson
- 37 SB 1057 - Behnen
- 38 SCS SB 1059 - Roorda
- 39 SCS SB 1060 - Jackson
- 40 SB 1085 - Cooper (155)
- 41 HCS SCS SB 1086, E.C. - Kratky
- 42 HCS SCS SB 1122 - Schaaf
- 43 SB 1139 - Yaeger
- 44 SB 1146 - Pratt
- 45 HCS SB 1165 - Bivins

- 46 SB 1189 - Dempsey
- 47 SB 1197 - Viebrock
- 48 SB 1208 - Pratt
- 49 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 SB 645 - Richard
- 2 HCS SCS SB 614 - Sutherland
- 3 SB 766 - Bruns
- 4 SB 818 - Smith (118)
- 5 HCS SCS SBs 1001, 896 & 761, E.C. - St. Onge
- 6 HCS SCS SB 666 - Bruns
- 7 HCS SCS SB 773 - Fisher
- 8 HCS SCS SB 878 - Stevenson
- 9 SCS SB 1026 - Day
- 10 HCS SCS SB 1048 - Schaaf

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SCS HB 1001 - Icet
- 2 SCS HCS HB 1002 - Icet
- 3 SCS HCS HB 1003 - Icet
- 4 SCS HCS HB 1004 - Icet
- 5 SCS HCS HB 1005 - Icet
- 6 SCS HCS HB 1006 - Icet
- 7 SCS HCS HB 1007 - Icet
- 8 SCS HB 1008 - Icet
- 9 SCS HB 1009 - Icet
- 10 SCS HCS HB 1010 - Icet
- 11 SCS HCS HB 1011 - Icet
- 12 SCS HCS HB 1012 - Icet
- 13 SCS HB 1013 - Icet

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

FIFTY-NINTH DAY, THURSDAY, APRIL 20, 2006

The House met pursuant to adjournment.

Representative Behnen in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

Which of you desires life,
And takes delight in prosperous days?
Keep your tongue from evil,
And your lips from speaking guile.
Turn from evil, and do good;
Seek peace, and follow after it.
The Lord has eyes for the just,
And ears for their cry.
(Psalm 34:13-16)

Lord God, thank You for the promise to look upon us with favor when we consistently turn from evil and toward the good. When values compete and when truth is hard to discern, grant us the gift of wisdom and right judgment. Today, may we remain steadfast in holding the positions that allow what is good and just to prevail. We pray to You our God forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Kimmy Schlafly, Joe Caro, Kristen Buehne, Adrian Scott, Lauren Timper, Grant Lubsch, Lindsey Graham, Alex Kohlberg, Peter Kohlberg, Lina Price, Jarett Kille, Brigid Freese and Michael Wedekind.

The Journal of the fifty-eighth day was approved as printed by the following vote:

AYES: 142

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Curls	Dake	Darrough
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Frame	Franz	Fraser	George

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Harris 23	Harris 110	Haywood	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meiners	Munzlinger	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 159	Wright-Jones	Yaeger	Young
Zweifel	Mr Speaker			

NOES: 004

Brown 50	Daus	Flook	Kraus
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PRESENT: 001

Henke

ABSENT WITH LEAVE: 016

Bean	Brown 30	Bruns	Corcoran	Cunningham 86
Guest	Marsh	Meadows	Moore	Muschany
Robb	Rupp	Sutherland	Wasson	Wright 137
Yates				

HOUSE RESOLUTION

Representative Page offered House Resolution No. 2446.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2447 - Representative Pearce
House Resolution No. 2448
through
House Resolution No. 2458 - Representative Kingery
House Resolution No. 2459
through
House Resolution No. 2473 - Representative Kraus
House Resolution No. 2474 - Representative Sander
House Resolution No. 2475 - Representative Wright (159)

House Resolution No. 2476
and
House Resolution No. 2477 - Representative Self
House Resolution No. 2478
and
House Resolution No. 2479 - Representative Witte
House Resolution No. 2480 - Representative Boykins
House Resolution No. 2481 - Representative Scharnhorst
House Resolution No. 2482 - Representative Aull
House Resolution No. 2483 - Representative Smith (14)
House Resolution No. 2484 - Representative Baker (123)
House Resolution No. 2485 - Representative Robb
House Resolution No. 2486 - Representative Kraus
House Resolution No. 2487
through
House Resolution No. 2496 - Representative Wright-Jones
House Resolution No. 2497
through
House Resolution No. 2510 - Representative LeVota
House Resolution No. 2511
through
House Resolution No. 2524 - Representative Jetton
House Resolution No. 2525
through
House Resolution No. 2534 - Representative Pratt
House Resolution No. 2535 - Representative McGhee
House Resolution No. 2536 - Representative Bogetto
House Resolution No. 2537
through
House Resolution No. 2540 - Representative Cunningham (86)
House Resolution No. 2541 - Representative Tilley
House Resolution No. 2542 - Representative Fares, et al.
House Resolution No. 2543 - Representative Schad
House Resolution No. 2544 - Representative Lowe (44)
House Resolution No. 2545 - Representative Munzlinger

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1581** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1619** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1767** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

PERFECTION OF HOUSE BILL - APPROPRIATIONS

HCS HB 1021, relating to appropriations, was taken up by Representative Icet.

Representative Lager offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1021, Page 3, Section 21.026, Line 5, by deleting "\$5,000,000" and inserting "3,750,000"; and

Further amend said bill, Page 2, Section 21.008, Line 7, by inserting immediately thereafter the following:

"For vocational education facilities in Maryville 250,000
For vocational education facilities in St. Joseph 250,000
For vocational education facilities in Cape Girardeau 750,000"; and

Adjust title, section and bill totals accordingly.

Representative Swinger offered **House Amendment No. 1 to House Amendment No. 1**.

Representative Lager raised a point of order that **House Amendment No. 1 to House Amendment No. 1** goes beyond the scope of the bill.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Lager, **House Amendment No. 1** was adopted.

Representative Storch offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1021, Page 3, Section 21.026, Line 10, by inserting immediately after said line the following new lines:

"For the purchase of a building located at 3101 Chouteau, St. Louis MO
From General Revenue Fund \$1E"; and

Amending section and bill totals accordingly.

Representative Storch moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 056

Aull	Baker 25	Bland	Bowman	Boykins
Brown 50	Burnett	Casey	Chappelle-Nadal	Curls
Darrough	Daus	Donnelly	El-Amin	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meiners	Oxford
Page	Parker	Robinson	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Spreng	Storch
Swinger	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Young				

NOES: 096

Baker 123	Bearden	Behnen	Bivins	Black
Bogetto	Bringer	Bruns	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Dake	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Munzlinger
Myers	Nance	Nieves	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Roorda	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Zweifel
Mr Speaker				

PRESENT: 002

Brooks	Yaeger
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ABSENT WITH LEAVE: 009

Avery	Bean	Brown 30	Marsh	Meadows
Moore	Muschany	Nolte	Robb	

On motion of Representative Ice, **HCS HB 1021, as amended**, was adopted.

On motion of Representative Ice, **HCS HB 1021, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 1316, relating to crime, was taken up by Representative Lipke.

HCS HB 1316 was placed on the Informal Calendar.

HB 1499, as amended, relating to ethics, was placed on the Informal Calendar.

HOUSE CONCURRENT RESOLUTIONS

HCR 10, relating to consumer data theft, was taken up by Representative Zweifel.

On motion of Representative Zweifel, **HCR 10** was adopted.

HCR 37, relating to a Chamois ferryboat, was taken up by Representative Loehner.

On motion of Representative Loehner, **HCR 37** was adopted.

HCR 18, relating to commercial driver's licenses, was taken up by Representative Kuessner.

On motion of Representative Kuessner, **HCR 18** was adopted.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1001, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HB 1001** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

Representative Pratt assumed the Chair.

SCS HCS HB 1002, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HCS HB 1002** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 1003, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HCS HB 1003** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 1004, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HCS HB 1004** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 1005, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HCS HB 1005** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 1006, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HCS HB 1006** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 1007, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HCS HB 1007** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

Representative Behnen resumed the Chair.

SCS HB 1008, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HB 1008** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HB 1009, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HB 1009** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 1010, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HCS HB 1010** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 1011, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HCS HB 1011** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 1012, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HCS HB 1012** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HB 1013, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HB 1013** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF HOUSE BILL

HCS HB 1092, relating to a tax deduction for hybrid vehicles, was taken up by Representative Sater.

On motion of Representative Sater, **HCS HB 1092** was read the third time and passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs

Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Mr Speaker		

NOES: 003

Frame	George	Zweifel
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PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Moore	Robb
Spreng	Vogt			

Representative Behnen declared the bill passed.

PERFECTION OF HOUSE BILL

HCS HB 1080, relating to ambulatory surgical centers, was taken up by Representative Schaaf.

Representative Schaaf offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1080, Section 197.715, Page 1, Line 1, by inserting immediately before said line the following:

“197.200. As used in sections 197.200 to 197.240, unless the context clearly indicates otherwise, the following terms mean:

(1) "Ambulatory surgical center", any public or private establishment operated primarily for the purpose of performing surgical procedures or primarily for the purpose of performing childbirths, and which does not provide services or other accommodations for patients to stay more than twenty-three hours within the establishment, provided, however, that nothing in this definition shall be construed to include the offices of dentists currently licensed pursuant to chapter 332, RSMo;

(2) "Dentist", any person currently licensed to practice dentistry pursuant to chapter 332, RSMo;

(3) "Department", the department of health and senior services;

(4) "Governmental unit", any city, county or other political subdivision of this state, or any department, division, board or other agency of any political subdivision of this state;

(5) **"Hospital in the community in which the ambulatory surgical center is located", a licensed hospital located in the same community as defined under subdivision 4 of subsection 1 of section 197.715;**

[(5)] (6) "Person", any individual, firm, partnership, corporation, company, or association and the legal successors thereof;

[(6)] (7) "Physician", any person currently licensed to practice medicine pursuant to chapter 334, RSMo;

[(7)] (8) "Podiatrist", any person currently licensed to practice podiatry pursuant to chapter 330, RSMo.""; and

Further amend said section, Pages 1-2, Lines 12-24, by deleting all of said lines and inserting in lieu thereof the following:

"(4) "Same Community", in determining whether a given hospital is in the same community as the ambulatory surgical center, consideration shall be given to the following factors: the distance from the ambulatory surgical center to the hospital; the services offered at the hospital; whether the hospital has declined to extend privileges or a working agreement to the physicians or the ambulatory surgical center on the same terms made available to other physicians or ambulatory surgical centers and whether the physicians or ambulatory surgical center has declined to accept privileges or a working agreement on the same terms accepted by other physicians or ambulatory surgical centers; any other information showing that the hospital and the ambulatory surgical center are in the community such as the residence of patients seen at the hospital. No one factor shall be determinative of whether a hospital is in the community of the ambulatory surgical center, and each situation shall be evaluated to determine that continuity of care and transfer and admittance of patients are ensured. In all cases, the ambulatory surgical center shall demonstrate that there is a specific plan for access to hospital services for those patients that require a higher level of care than provided by the ambulatory surgical center; that the emergency department of the hospital will have access to patient records and physician instructions and orders from the ambulatory surgical center; and that there are protocols for the transportation of patients from the ambulatory surgical center to the hospital when a higher level of care is required.""; and

Further amend said section, Page 2, Lines 41-46, by deleting all of said lines; and

Further amend said page, Line 49, by inserting immediately after the word **"procedures"** the following:

"; however, should such credentialing and privileging criteria and procedures result in denial of hospital staff privileges to a physician, dentist, or podiatrist who performs procedures in an ambulatory surgical center that competes with the hospital, the requirement under Section 197.215 that such physician, dentist or podiatrist be privileged to perform surgical procedures in at least one hospital in the community in which the ambulatory surgical center is located will be waived"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Jetton assumed the Chair.

HCS HB 1080, with House Amendment No. 1, pending, was placed on the Informal Calendar.

PERFECTION OF HOUSE BILL - INFORMAL

HB 1910, as amended, relating to the Fairness in Public Construction Act, was taken up by Representative Fisher.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 062

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Robinson	Roorda	Rucker
Salva	Schoemehl	Shoemyer	Skaggs	Storch
Swinger	Villa	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 002

Dougherty	Henke
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ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Moore	Robb
Spreng	Vogt			

On motion of Representative Fisher, **HB 1910, as amended**, was ordered perfected and printed by the following vote:

AYES: 083

Bearden	Behnen	Bivins	Black	Bruns
Chinn	Cooper 120	Cooper 155	Cunningham 145	Cunningham 86
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz

Guest	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Kelly	Kingery	Kraus
Lager	Lipke	Loehner	May	McGhee
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Self
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Yates	Mr Speaker		

NOES: 072

Aull	Avery	Baker 25	Baker 123	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 50	Burnett	Casey	Chappelle-Nadal	Cooper 158
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hughes	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kratky	Kuessner	Lampe	Lembke
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Parker	Robinson
Roorda	Rucker	Salva	Schneider	Schoemehl
Shoemyer	Silvey	Skaggs	Storch	Sutherland
Villa	Wagner	Walsh	Walton	Whorton
Wildberger	Witte	Wright 159	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Marsh	Moore	Robb
Spreng	Swinger	Vogt		

THIRD READING OF HOUSE BILLS

HCS HB 1441, relating to the Large Carnivore Act, was taken up by Representative Sutherland.

On motion of Representative Sutherland, **HCS HB 1441** was read the third time and passed by the following vote:

AYES: 151

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dusenberg	El-Amin	Emery	Ervin

Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 003

Dougherty	Hunter	Roark
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PRESENT: 000

ABSENT WITH LEAVE: 009

Avery	Bean	Brooks	Brown 30	Marsh
Moore	Robb	Spreng	Vogt	

Speaker Jetton declared the bill passed.

HCS HB 1900, relating to campaign finance, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **HCS HB 1900** was read the third time and passed by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Ice

Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	May
McGhee	Meadows	Meiners	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Wagner	Wallace	Walsh
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 002

Dougherty Walton

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Cooper 158	Lowe 44	Marsh
Moore	Robb	Speng	Vogt	Wasson

Speaker Jetton declared the bill passed.

Representative Curls assumed the Chair.

HB 1864, relating to college admission of illegal aliens, was taken up by Representative Nolte.

On motion of Representative Nolte, **HB 1864** was read the third time and passed by the following vote:

AYES: 119

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Bringer	Bruns
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Dake	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fisher	Frame	Franz	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hunter	Jackson	Johnson 47	Johnson 90	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	May	McGhee	Meadows

Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robinson
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Wagner
Wallace	Wasson	Wells	Weter	Whorton
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yates	Zweifel	Mr Speaker	

NOES: 030

Baker 25	Bland	Bowman	Boykins	Brooks
Brown 50	Burnett	Chappelle-Nadal	Curls	Daus
Donnelly	Dougherty	El-Amin	Fraser	Hubbard
Hughes	Johnson 61	Jolly	Low 39	Lowe 44
Oxford	Schoemehl	Skaggs	Villa	Walsh
Walton	Wildberger	Wright-Jones	Yaeger	Young

PRESENT: 006

Darrough	Fares	Flook	George	Roorda
Rucker				

ABSENT WITH LEAVE: 008

Bean	Brown 30	Ice	Marsh	Moore
Robb	Spreng	Vogt		

Representative Curls declared the bill passed.

HCS HB 1581, relating to an income tax credit, was taken up by Representative Jetton.

On motion of Representative Jetton, **HCS HB 1581** was read the third time and passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe

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Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharmhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Moore	Robb
Spreng	Vogt			

Representative Curls declared the bill passed.

HCS HB 1322, relating to DNA profiling analysis, was taken up by Representative Lipke.

On motion of Representative Lipke, **HCS HB 1322** was read the third time and passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector

Richard	Roark	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Davis	Flook	Hunter
Marsh	Moore	Robb	Spreng	Vogt

Representative Curls declared the bill passed.

HB 1728, relating to utility payments to public counsel, was taken up by Representative Rector.

On motion of Representative Rector, **HB 1728** was read the third time and passed by the following vote:

AYES: 108

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Boykins	Bruns	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Franz	Guest
Hobbs	Hoskins	Ice	Jackson	Johnson 47
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Lager	Lampe	Lembke	Lipke
Loehner	May	McGhee	Meadows	Meiners
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Roorda	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Wallace	Walton
Wasson	Wells	Weter	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yaeger
Yates	Zweifel	Mr Speaker		

NOES: 044

Aull	Baker 25	Bland	Bogetto	Bowman
Bringer	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Dougherty	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hubbard	Hughes
Johnson 61	Johnson 90	Kuessner	LeVota	Liese
Low 39	Lowe 44	Page	Robinson	Rucker
Salva	Schoemehl	Villa	Wagner	Walsh
Whorton	Wildberger	Wright-Jones	Young	

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 010

Bean	Brown 30	Davis	Flook	Hunter
Marsh	Moore	Robb	Spreng	Vogt

Representative Curls declared the bill passed.

THIRD READING OF HOUSE BILL - FEDERAL MANDATE

HB 1884, relating to real estate appraisers, was taken up by Representative Behnen.

On motion of Representative Behnen, **HB 1884** was read the third time and passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Henke	Hobbs	Hoskins
Hubbard	Hughes	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl

Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Brown 30	Davis	Flook	Haywood
Hunter	Marsh	Moore	Robb	Spreng
Vogt				

Representative Curls declared the bill passed.

SUPPLEMENTAL CALENDAR

APRIL 20, 2006

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 1022 - Icet

HOUSE BILL FOR THIRD READING - APPROPRIATIONS

HCS HB 1021 - Icet

THIRD READING OF HOUSE BILL - APPROPRIATIONS

HCS HB 1021, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1021** was read the third time and passed by the following vote:

AYES: 135

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Bruns	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Frame	Franz	George	Guest
Harris 23	Harris 110	Henke	Hobbs	Hubbard
Hunter	Icet	Jackson	Johnson 47	Johnson 61

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Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	Liese	Lipke	Loehner	May
McGhee	Meadows	Meiners	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yaeger	Yates	Zweifel	Mr Speaker

NOES: 016

Burnett	Daus	Fraser	Haywood	Hoskins
Hughes	LeVota	Lowe 44	Oxford	Shoemyer
Skaggs	Storch	Villa	Whorton	Wright-Jones
Young				

PRESENT: 000

ABSENT WITH LEAVE: 012

Bean	Brooks	Brown 30	Brown 50	Davis
Flook	Low 39	Marsh	Moore	Robb
Spreng	Vogt			

Representative Curls declared the bill passed.

SENATE CONSENT BILLS

Pursuant to Rule 44(c), the following bills have remained on the Senate Bills for Third Reading Consent Calendar for five legislative days without any objection, and all committee substitutes and committee amendments thereto adopted by consent: **SCS SB 630, SB 559, SB 648, SB 678, SCS SB 751, SCS SB 802, SB 863, SB 933, HCS SB 981, HCS SB 809 and SB 936.**

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 2029 - Judiciary

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SB 629 - Fiscal Review (Fiscal Note)

HCS SB 980 - Fiscal Review (Fiscal Note)

RE-REFERRAL OF SENATE BILLS

The following Senate Bills were re-referred to the Committee indicated:

SCS SB 1081 - Special Committee on Energy and Environment

SS SCS SBs 1210, 1244 & 844 - Special Committee on Healthcare Facilities

COMMITTEE REPORTS

Committee on Health Care Policy, Chairman Cooper (158) reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **HCR 27**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 27

Relating to the Susan G. Komen Breast Cancer 3-Day Walk.

WHEREAS, the Susan G. Komen Breast Cancer 3-Day Walk in Kansas City is part of a nationwide series of sixty-mile walks that raise millions of dollars for the Susan G. Komen Breast Cancer Foundation and National Philanthropic Trust Breast Cancer Fund; and

WHEREAS, these foundations support cutting edge breast cancer research, prevention, and treatment programs; and

WHEREAS, one of the keys to the success of the 3-Day Walk is the 100 person all volunteer medical team to provide medical services for the participants; and

WHEREAS, the volunteer medical team includes physicians, nurses, physical therapists, chiropractors, and certified athletic trainers who treat a variety of medical conditions, such as blisters, musculoskeletal injuries, environmental stress, and medical illness throughout the event; and

WHEREAS, part of the challenge each year is recruiting medical volunteers for the event. Currently, medical volunteers must be licensed in the State of Missouri to participate; and

WHEREAS, other states have enacted legislation allowing medical professionals licensed and in good standing in other states to participate in the 3-Day Walk event; and

WHEREAS, granting a temporary waiver of the Missouri licensure requirements for an event such as the 3-Day Walk in Kansas City will allow event organizers to utilize medical professionals from both Missouri and Kansas to staff their 100 person volunteer medical team:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby permit any person appointed by the Susan G. Komen Breast Cancer 3-Day Walk in Kansas City to provide professional medical services to provide such services during the period of September 14, 2006, to September 17, 2006, if such person is licensed to practice and is in good standing in another state or territory; and

BE IT FURTHER RESOLVED that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **SB 822**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Higher Education, Chairman Kingery reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1968**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Job Creation and Economic Development, Chairman Richard reporting:

Mr. Speaker: Your Committee on Job Creation and Economic Development, to which was referred **SS SCS SB 825**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Judiciary, Chairman Pratt reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1184**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government , to which was referred **SB 1002**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Energy and Environment, Chairman Bivins reporting:

Mr. Speaker: Your Special Committee on Energy and Environment, to which was referred **HB 1147**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Energy and Environment, to which was referred **SCS SB 925**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Student Achievement and Finance, Chairman Baker (123) reporting:

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **SS SCS SB 894**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Utilities, Chairman Rector reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **SS SCS SBs 613, 1030 & 899**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Utilities, to which was referred **SCS SB 915**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Utilities, to which was referred **SS SB 1066**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HCR 33**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 40**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1022**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1651 & 1608**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1868**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1930**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 2111**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SB 696**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 697**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 840**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SBs 872, 754 & 669**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 980**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 1008**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 1017**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 1084**, begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 770**, entitled:

An act to repeal section 50.565, RSMo, and to enact in lieu thereof one new section relating to the county law enforcement restitution fund, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 832**, entitled:

An act to repeal sections 99.805, 99.810, 99.820, 99.825, 99.845, 99.847, and 99.865, RSMo, and to enact in lieu thereof ten new sections relating to tax increment financing, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 873**, entitled:

An act to repeal section 43.530, RSMo, and to enact in lieu thereof three new sections relating to criminal background checks.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 895**, entitled:

An act to repeal sections 354.150, 354.180, 354.210, 354.350, 354.444, 354.495, 354.722, 374.046, 374.150, 374.160, 374.210, 374.215, 374.230, 374.261, 374.263, 374.265, 374.267, 374.280, 374.512, 374.755, 374.787, 374.789, 375.001, 375.007, 375.012, 375.020, 375.152, 375.236, 375.306, 375.310, 375.445, 375.720, 375.777, 375.780, 375.786, 375.787, 375.881, 375.940, 375.942, 375.946, 375.994, 375.1010, 375.1012, 375.1014, 375.1016, 375.1135, 375.1156, 375.1160, 375.1204, 375.1306, 375.1309, 376.309, 376.889, 376.1094, 379.361, 379.510, 379.790, 380.391, 380.571, 384.071, 407.1200, 407.1203, 407.1206, 407.1209, 407.1212, 407.1215, 407.1218, 407.1221, 407.1224, 407.1225, and 407.1227, RSMo, and to enact in lieu thereof eighty-seven new sections relating to various enforcement powers of the department of insurance, with penalty provisions and an effective date for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 913**, entitled:

An act to amend chapter 313, RSMo, by adding thereto one new section relating to amusement devices.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 924**, entitled:

An act to amend chapter 59, RSMo, by adding thereto eight new sections relating to the uniform real property electronic recording act, with an effective date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 969**, entitled:

An act to repeal sections 226.030, 301.010, 301.055, 301.057, 301.058, 301.070, 301.130, 301.131, 301.142, 301.144, 301.150, 301.310, 301.420, 301.440, 301.560, 301.716, 302.545, 302.700, 302.755, 302.775, 304.070, 304.155, 304.170, 304.180, 304.230, 304.281, 307.010, 307.015, 307.090, 307.120, 307.125, 307.155, 307.172, 307.173, 307.195, 307.198, 307.365, 307.375, 307.390, 307.400, 311.326, 430.082, and 556.021, RSMo, and to enact in lieu thereof forty-seven new sections relating to the regulation of motor vehicles, with penalty provisions and an effective date for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1027**, entitled:

An act to repeal section 390.030, RSMo, and to enact in lieu thereof two new sections relating to carriers of household goods.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1032**, entitled:

An act to repeal section 334.735, RSMo, and to enact in lieu thereof one new section relating to physician assistants.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1072**, entitled:

An act to repeal sections 700.525, 700.527, 700.529, 700.530, 700.531, 700.533, 700.535, 700.537, 700.539, and 700.541, RSMo, relating to abandoned manufactured homes.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 1076**, entitled:

An act to amend chapter 191, RSMo, by adding thereto one new section relating to anatomic pathology services.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1140**, entitled:

An act to repeal sections 21.810, 67.110, 137.055, 138.380, and 138.395, RSMo, and to enact in lieu thereof four new sections relating to real property taxes.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 1185, 1163, 1174, 1200 & 1225**, entitled:

An act to repeal sections 42.014, 42.015, 44.020, 44.024, 44.237, 135.550, 192.510, 287.717, 306.114, 306.117, 384.025, 384.051, 384.062, 577.020, 577.026, 577.037, 577.208, 595.010, 595.015, 595.020, 595.025, 595.027, 595.030, 595.035, 595.036, 595.037, 595.040, 595.045, and 595.060, RSMo, and to enact in lieu thereof thirty new sections relating to the transfer of duties between certain state agencies, with penalty provisions and an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1222**, entitled:

An act to amend chapter 261, RSMo, by adding thereto one new section relating to the farm mentoring and education fund, with an expiration date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 1236**, entitled:

An act to repeal sections 236.400, 236.410, 236.415, 236.420, 236.425, 236.435, 236.440, 236.445, 236.460, 236.465, and 236.500, RSMo, and to enact in lieu thereof eleven new sections relating to dam and reservoir safety, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 1239 & 1091**, entitled:

An act to amend chapter 208, RSMo, by adding thereto one new section relating to affordable prescription drugs for all Missourians.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HB 1001** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 1002** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 1003** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 1004** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 1005** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 1006** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 1007** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HB 1008** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HB 1009** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 1010** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 1011** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 1012** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HB 1013** and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Gross, Nodler, Mayer, Dougherty and Bray.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SCS HB 1001: Representatives Icet, Bearden, Robb, Donnelly and Shoemyer
SCS HCS HB 1002: Representatives Icet, Bearden, Robb, LeVota and Aull
SCS HCS HB 1003: Representatives Icet, Bearden, Robb, Brown (50) and Fraser
SCS HCS HB 1004: Representatives Icet, Bearden, Robb, Wright-Jones and Donnelly
SCS HCS HB 1005: Representatives Icet, Bearden, Robb, LeVota and Salva
SCS HCS HB 1006: Representatives Icet, Bearden, Robb, Harris (110) and Whorton
SCS HCS HB 1007: Representatives Icet, Bearden, Robb, Boykins and Storch
SCS HB 1008: Representatives Icet, Bearden, Robb, Wildberger and Roorda
SCS HB 1009: Representatives Icet, Bearden, Robb, Wildberger and Boykins
SCS HCS HB 1010: Representatives Icet, Bearden, Robb, El-Amin and Donnelly
SCS HCS HB 1011: Representatives Icet, Bearden, Robb, El-Amin and Donnelly
SCS HCS HB 1012: Representatives Icet, Bearden, Robb, LeVota and Whorton
SCS HB 1013: Representatives Icet, Bearden, Robb, Storch and Donnelly

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 2:00 p.m., Monday, April 24, 2006.

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, April 25, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: SCR 31, SCS SCR 24

CHILDREN AND FAMILIES

Wednesday, April 26, 2006, 8:30 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: SS SCS SB 1229, SS SB 596

CONFERENCE COMMITTEE - APPROPRIATIONS

Tuesday, April 25, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

CONFERENCE COMMITTEE - APPROPRIATIONS

Wednesday, April 26, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

CONFERENCE COMMITTEE - APPROPRIATIONS

Thursday, April 27, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

CONFERENCE COMMITTEE - APPROPRIATIONS

Friday, April 28, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 25, 2006, Hearing Room 1 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: SS SCS SBs 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 & 890, SS SCS SB 882, SB 1023, SS SCS SB 1041

ELECTIONS

Tuesday, April 25, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 2090, HB 2147

FISCAL REVIEW

Monday, April 24, 2006, 1:00 p.m. Hearing Room 6.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow. AMENDED

FISCAL REVIEW

Tuesday, April 25, 2006, 9:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow.

FISCAL REVIEW

Wednesday, April 26, 2006, 9:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow.

FISCAL REVIEW

Thursday, April 27, 2006, 9:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, April 24, 2006, 10:00 a.m. Hearing Room 6.
Quarterly business meeting.
Some portions of the meeting may be closed pursuant to Section 610.021.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Tuesday, April 25, 2006, 8:30 a.m. Hearing Room 5.
JCPER 2nd Quarter Meeting

RULES [PURSUANT TO RULE 25(26)(f)]

Monday, April 24, 2006, Hearing Room 6 upon afternoon adjournment.
Public hearings to be held on: HCR 36, HCR 27, HCR 26, HB 1946, HB 1184,
HCS HB 2047, HCS HB 1340, 1549, 1918 & 1998, HCS SS SCS SB 892,
HCS SS#2 SCS SB 583, SB 1101, HCS SB 908, HCS SCS SB 1064,
HCS SCS SB 1175, HCS SB 884, SB 779, HCS SB 735, SCS SB 1221

SENIOR CITIZEN ADVOCACY

Tuesday, April 25, 2006, 8:00 a.m. Hearing Room 1.
Executive session may follow.
Public hearing to be held on: SCS SB 616

SPECIAL COMMITTEE ON AGRI-BUSINESS

Tuesday, April 25, 2006, House Chamber side gallery upon afternoon adjournment.
Executive session.
Public hearing to be held on: HB 2016

SPECIAL COMMITTEE ON IMMIGRATION REFORM

Tuesday, April 25, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HR 2295

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, April 25, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow

Public hearings to be held on: HB 1820, SS SCS SB 912, SJR 31

WAYS AND MEANS

Monday, April 24, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session AMENDED

Public hearing to be held on: HB 2013

HOUSE CALENDAR

SIXTIETH DAY, MONDAY, APRIL 24, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HJR 55 - Lipke

HOUSE BILL FOR PERFECTION - APPROPRIATIONS

HCS HB 1022 - Icet

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HCS HB 1137 - Darrough
- 12 HB 1412 - Portwood
- 13 HCS HB 1928 - Ervin
- 14 HCS HB 1939 - Hunter
- 15 HCS HB 1607 - Schneider

- 16 HCS HB 1036 - Sander
- 17 HCS HB 1347 - Myers
- 18 HB 1536 - Schaaf
- 19 HCS HB 1761 - Loehner
- 20 HB 1885 - Behnen
- 21 HB 1975 - Cunningham (145)
- 22 HB 1423 - Page
- 23 HCS HB 1082 - Dempsey
- 24 HB 1560 - Bearden
- 25 HB 1642 - Cunningham (145)
- 26 HB 1704, HCA 1 - St. Onge
- 27 HCS HB 1749 - Cooper (120)
- 28 HCS HB 1814 - Nieves
- 29 HCS HB 1970 - Munzlinger
- 30 HB 2038 - Moore
- 31 HCS HB 1651 & 1608 - Yates
- 32 HB 1930 - Hubbard
- 33 HB 2111 - Hubbard
- 34 HCS HB 1868 - Faith

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1075, as amended - Davis (150 minutes debate on Perfection)
- 3 HCS HB 1660 & 1269, as amended - Behnen
- 4 HCS HB 1620 - Sutherland
- 5 HCS HB 1141 - Jackson
- 6 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 7 HB 1499, as amended - May
- 8 HCS HB 1080, HA 1, pending - Schaaf

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 41, (4-05-06, Page 907) - Sutherland

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1767 - Bruns
- 2 HCS HB 1677, (Fiscal Review 4-18-06) - Ervin
- 3 HCS HB 1534 - Lembke
- 4 HB 1619 - Sutherland

SENATE BILLS FOR SECOND READING

- 1 SB 770
- 2 SS SCS SB 832
- 3 SB 873
- 4 SS SCS SB 895
- 5 SCS SB 913
- 6 SCS SB 924
- 7 SS SCS SB 969
- 8 SCS SB 1027
- 9 SCS SB 1032
- 10 SB 1072
- 11 SB 1076
- 12 SCS SB 1140
- 13 SCS SBs 1185, 1163, 1174, 1200 & 1225
- 14 SCS SB 1222
- 15 SS SCS SB 1236
- 16 SCS SBs 1239 & 1091

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SCS SBs 701 & 948 - Jackson
- 2 SB 561 - Dempsey
- 3 SCS SB 630 - Portwood
- 4 SB 559 - Rector
- 5 SB 648 - Denison
- 6 SB 678 - Smith (14)
- 7 SCS SB 751 - Johnson (47)
- 8 SCS SB 802, E.C. - Rucker
- 9 SB 863 - Robinson
- 10 SB 933 - Bruns
- 11 HCS SB 981 - Behnen
- 12 HCS SB 809 - Baker (25)
- 13 SB 936 - Jones

(4/13/06)

- 1 SB 641 - Cunningham (145)
- 2 SB 677 - Threlkeld
- 3 HCS SCS SB 765, E.C. - Weter
- 4 SB 900 - Moore

- 5 HCS SCS SB 932 - Wilson (119)
- 6 SB 974 - Dempsey
- 7 SCS SB 1117 - Bruns

(4/18/06)

- 1 SB 558 - Rector
- 2 HCS SB 725 - Johnson (47)
- 3 SCS SB 749 - Ruestman
- 4 HCS SB 819 - Emery
- 5 SB 828 - Behnen
- 6 SB 871 - Daus
- 7 HCS SB 893 - Emery
- 8 SCS SB 934 - Tilley
- 9 SB 1016, E.C. - Schneider
- 10 SB 1020 - Moore
- 11 SB 1056 - Sutherland
- 12 SB 1094 - Wright (137)
- 13 SB 1155 - Tilley
- 14 SB 1177 - Dusenberg
- 15 SB 1207 - Black
- 16 SCS SB 580 - Baker (123)
- 17 SB 612, E.C. - Tilley
- 18 SB 618 - Baker (123)
- 19 SCS SB 650, E.C. - Dixon
- 20 SCS SBs 667, 704, 941, 956 & 987 - St. Onge
- 21 HCS SB 712, E.C. - Bruns
- 22 SCS SB 747 - Bearden
- 23 HCS SCS SB 756 - Behnen
- 24 HCS SCS SB 769, E.C. - Wright (159)
- 25 SB 785 - Roorda
- 26 SCS SB 830 - Silvey
- 27 HCS SB 834 - Wilson (130)
- 28 SB 845 - Johnson (90)
- 29 SCS SB 870, E.C. - Cooper (158)
- 30 SB 881 - Robinson
- 31 SB 919 - Rector
- 32 SB 931 - Parson
- 33 SB 964 - Jackson
- 34 SB 990, HCA 1 - Bruns
- 35 SCS#2 SB 1003, E.C. - Bruns
- 36 HCS SB 1045 - Stevenson
- 37 SB 1057 - Behnen
- 38 SCS SB 1059 - Roorda
- 39 SCS SB 1060 - Jackson
- 40 SB 1085 - Cooper (155)
- 41 HCS SCS SB 1086, E.C. - Kratky

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- 42 HCS SCS SB 1122 - Schaaf
- 43 SB 1139 - Yaeger
- 44 SB 1146 - Pratt
- 45 HCS SB 1165 - Bivins
- 46 SB 1189 - Dempsey
- 47 SB 1197 - Viebrock
- 48 SB 1208 - Pratt
- 49 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 SB 645 - Richard
- 2 HCS SCS SB 614 - Sutherland
- 3 SB 766 - Bruns
- 4 SB 818 - Smith (118)
- 5 HCS SCS SBs 1001, 896 & 761, E.C. - St. Onge
- 6 HCS SCS SB 666 - Bruns
- 7 HCS SCS SB 773 - Fisher
- 8 HCS SCS SB 878 - Stevenson
- 9 SCS SB 1026 - Day
- 10 HCS SCS SB 1048 - Schaaf
- 11 HCS SB 629, (Fiscal Review 4-20-06) - Faith
- 12 HCS SB 697 - St. Onge
- 13 HCS SB 840 - St. Onge
- 14 HCS SS SCS SBs 872, 754 & 669 - St. Onge
- 15 HCS SB 980, (Fiscal Review 4-20-06) - Moore
- 16 SCS SB 1008 - Myers
- 17 HCS SB 1017 - Loehner
- 18 HCS SB 1084, E.C. - Scharnhorst

BILLS IN CONFERENCE

- 1 SCS HB 1001 - Icet
- 2 SCS HCS HB 1002 - Icet
- 3 SCS HCS HB 1003 - Icet
- 4 SCS HCS HB 1004 - Icet
- 5 SCS HCS HB 1005 - Icet
- 6 SCS HCS HB 1006 - Icet
- 7 SCS HCS HB 1007 - Icet
- 8 SCS HB 1008 - Icet
- 9 SCS HB 1009 - Icet
- 10 SCS HCS HB 1010 - Icet
- 11 SCS HCS HB 1011 - Icet
- 12 SCS HCS HB 1012 - Icet
- 13 SCS HB 1013 - Icet

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTIETH DAY, MONDAY, APRIL 24, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

Heavenly Father, we are thankful that You listen as we pray! You are faithful and honest and will answer our prayer.

Lord, we are not proud and haughty. We don't think ourselves better than others. We don't pretend to "know it all". We do, instead, humble ourselves before You, gaining insight and wisdom that only You can reveal. Our hope is in You.

We are grateful for the unique opportunities You present to us each day: Opportunities to serve, opportunities to be a voice for our districts, opportunities to help direct the future of our state.

As we arrive here safely each week, we are mindful that You are God, and we look to You for safe travel. You keep us from harm.

Now may You, the God of hope, fill us with all joy and peace in believing.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Michaela Smith, Matthew Godsy, Lauren Godsy, Grace Betz, Zane Betz, Justin Warren, Courtney Swift, Logan Smith, Ashlyn Black, Joakima Day and Ashley Dawson.

The Journal of the fifty-ninth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2546

and

House Resolution No. 2547 - Representative Moore

House Resolution No. 2548

and

House Resolution No. 2549 - Representative Kratky

House Resolution No. 2550 - Representative Bringer

House Resolution No. 2551
through
House Resolution No. 2568 - Representative Viebrock
House Resolution No. 2569
through
House Resolution No. 2571 - Representative Munzlinger
House Resolution No. 2572 - Representative Viebrock
House Resolution No. 2573 - Representative Flook
House Resolution No. 2574 - Representative Schad
House Resolution No. 2575 - Representative Wright (159)
House Resolution No. 2576
through
House Resolution No. 2603 - Representative LeVota
House Resolution No. 2604 - Representative Nolte
House Resolution No. 2605 - Representative Lager
House Resolution No. 2606
through
House Resolution No. 2619 - Representative Black
House Resolution No. 2620 - Representative Storch, et al.

SECOND READING OF SENATE BILLS

SB 770, SS SCS SB 832, SB 873, SS SCS SB 895, SCS SB 913, SCS SB 924, SS SCS SB 969, SCS SB 1027, SCS SB 1032, SB 1072, SB 1076, SCS SB 1140, SCS SBs 1185, 1163, 1174, 1200 & 1225, SCS SB 1222, SS SCS SB 1236 and SCS SBs 1239 & 1091 were read the second time.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1677** (Fiscal Note) begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 629** (Fiscal Note), begs leave to report **that the fiscal note reflects a zero impact on state funds and does not require fiscal review**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 980** (Fiscal Note), begs leave to report **that the fiscal note reflects an impact on state funds subject to appropriations and does not require fiscal review**.

SPECIAL RECOGNITION

The DeKalb High School Girls Basketball Team was introduced by Representative Rucker and recognized for attaining First Place at the Missouri State High School Activities Association Class 1 State Championship.

THIRD READING OF SENATE BILL

SB 645, relating to business use incentives, was taken up by Representative Richard.

On motion of Representative Richard, **SB 645** was truly agreed to and finally passed by the following vote:

AYES: 143

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Jolly
Jones	Kingery	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Swinger	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 020

Bean	Bowman	Boykins	Brooks	Brown 30
Cooper 120	Cooper 155	Corcoran	Johnson 90	Kelly
Kratky	Marsh	Meiners	Moore	Page
Parker	Schneider	Sutherland	Threlkeld	Walsh

Speaker Jetton declared the bill passed.

SUPPLEMENTAL CALENDAR

APRIL 24, 2006

HOUSE BILL FOR THIRD READING

HB 1910 - Fisher

THIRD READING OF HOUSE BILLS

HCS HB 1767, relating to protection for the elderly, was taken up by Representative Bruns.

On motion of Representative Bruns, **HCS HB 1767** was read the third time and passed by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Bland	Bogetto	Bowman
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Jolly
Jones	Kingery	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Munzlinger	Muschany	Nance	Nieves
Nolte	Oxford	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Bean	Black	Boykins	Brooks	Brown 30
Cooper 120	Cooper 155	Corcoran	Johnson 90	Kelly
Kratky	Marsh	Meiners	Moore	Myers
Page	Schneider	Walsh		

Speaker Jetton declared the bill passed.

HCS HB 1677, relating to health insurance premium deduction, was taken up by Representative Ervin.

On motion of Representative Ervin, **HCS HB 1677** was read the third time and passed by the following vote:

AYES: 144

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 158	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Jolly
Jones	Kelly	Kingery	Kraus	Kuessner
Lager	Lampe	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Munzlinger	Muschany	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 001

Oxford

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ABSENT WITH LEAVE: 018

Bean	Boykins	Brooks	Brown 30	Cooper 120
Cooper 155	Corcoran	Fares	Johnson 90	Kratky
Lembke	Marsh	Meiners	Moore	Myers
Page	Schneider	Walsh		

Speaker Jetton declared the bill passed.

HCS HB 1534, relating to life sciences research, was taken up by Representative Lembke.

On motion of Representative Lembke, **HCS HB 1534** was read the third time and passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Jolly	Jones	Kelly	Kingery	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 001

Hughes

ABSENT WITH LEAVE: 013

Bean	Boykins	Brooks	Brown 30	Cooper 120
Corcoran	Johnson 90	Kratky	Marsh	Meiners
Moore	Schneider	Walsh		

Speaker Jetton declared the bill passed.

HB 1619, relating to franchise tax rates, was taken up by Representative Sutherland.

On motion of Representative Sutherland, **HB 1619** was read the third time and passed by the following vote:

AYES: 111

Avery	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Bruns	Chinn
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Dake	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Fraser	Guest
Harris 23	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Lager	Lembke	LeVota	Liese	Lipke
Loehner	May	McGhee	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Rupp	Sander
Sater	Schaaf	Scharnhorst	Schlottach	Self
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Tilley	Viebrock	Villa	Wagner	Wallace
Wasson	Wells	Weter	Wildberger	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

NOES: 039

Aull	Bland	Bowman	Bringer	Brown 50
Burnett	Casey	Chappelle-Nadal	Curls	Darrough
Daus	Frame	George	Harris 110	Haywood
Henke	Hughes	Kuessner	Lampe	Low 39
Lowe 44	Meadows	Oxford	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Spreng
Swinger	Vogt	Walton	Whorton	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

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ABSENT WITH LEAVE: 013

Bean	Boykins	Brooks	Brown 30	Dusenberg
Franz	Johnson 90	Marsh	Meiners	Moore
Schad	Schneider	Walsh		

Speaker Jetton declared the bill passed.

Representative Behnen assumed the Chair.

HB 1910, relating to the Fairness in Public Construction Act, was taken up by Representative Fisher.

On motion of Representative Fisher, **HB 1910** was read the third time and passed by the following vote:

AYES: 083

Bearden	Behnen	Bivins	Bruns	Chinn
Cooper 120	Cooper 155	Cunningham 145	Cunningham 86	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Jones	Kelly	Kingery	Kraus
Lager	Lipke	Loehner	May	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Self
Smith 14	Smith 150	Stevenson	St. Onge	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Walton 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 070

Aull	Avery	Baker 25	Baker 123	Black
Bland	Bogetto	Bowman	Boykins	Bringer
Brown 50	Burnett	Casey	Chappelle-Nadal	Cooper 158
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hughes	Johnson 47	Johnson 61	Jolly	Kratky
Kuessner	Lampe	Lembke	LeVota	Liese
Low 39	Lowe 44	McGhee	Meadows	Oxford
Page	Parker	Robinson	Roorda	Rucker
Salva	Schneider	Schoemehl	Shoemyer	Silvey
Skaggs	Spreng	Storch	Sutherland	Villa
Vogt	Wagner	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brooks	Brown 30	Johnson 90	Marsh
Meiners	Moore	Smith 118	Swinger	Walsh

Representative Behnen declared the bill passed.

PERFECTION OF HOUSE BILL - APPROPRIATIONS

HCS HB 1022, relating to appropriations, was taken up by Representative Icet.

Representative Darrough offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1022, Page 1, Line 6, by striking the word “RSMo.” and inserting in lieu thereof the following:

“RSMo, and provided further that, no funding shall be expended until the Missouri Higher Education Loan Authority is granted statutory authority to originate Stafford loans”.

Speaker Pro Tem Bearden assumed the Chair.

Representative Darrough moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 047

Aull	Bland	Bogetto	Bowman	Boykins
Bringer	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	El-Amin	Frame	Fraser	Harris 110
Hubbard	Hughes	Johnson 61	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Oxford
Page	Roorda	Rucker	Salva	Schoemehl
Skaggs	Spreng	Storch	Villa	Vogt
Wagner	Walton	Wildberger	Witte	Wright-Jones
Yaeger	Young			

NOES: 107

Avery	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bruns	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Guest	Harris 23	Haywood	Henke	Hobbs
Hoskins	Hunter	Icet	Jackson	Johnson 47
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lembke	Lipke

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Loehner	May	McGhee	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Shoemyer	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Whorton	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Zweifel	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brooks	Brown 30	George	Johnson 90
Marsh	Meiners	Moore	Walsh	

Representative Shoemyer offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1022, Page 5, Section 22.212, by inserting one new section immediately thereafter to read as follows:

“Section 22.214. To the Coordinating Board of Higher Education
 For Moberly Area Community College
 For the planning, design and construction of a satellite campus in Hannibal, Missouri
 From Lewis and Clark Discovery Fund \$1,500,000”; and

Adjust bill totals accordingly.

Representative Shoemyer moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote:

AYES: 052

Baker 25	Behnen	Bland	Bogetto	Bringer
Brown 50	Burnett	Casey	Chinn	Corcoran
Curls	Dake	Darrough	Donnelly	El-Amin
Frame	George	Harris 23	Harris 110	Henke
Hoskins	Johnson 61	Kratky	Kuessner	Lampe
Liese	Low 39	Lowe 44	Meadows	Munzlinger
Page	Parker	Robinson	Roorda	Rucker
Salva	Sander	Schoemehl	Shoemyer	Skaggs
Spreng	Storch	Swinger	Threlkeld	Vogt
Wagner	Walton	Wildberger	Witte	Yaeger
Young	Zweifel			

NOES: 102

Aull	Avery	Baker 123	Bearden	Bivins
Black	Bowman	Boykins	Bruns	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	Guest	Haywood
Hobbs	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Jolly	Jones	Kelly
Kingery	Kraus	Lager	Lembke	LeVota
Lipke	Loehner	May	McGhee	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Tilley	Viebrock	Villa
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Mr Speaker			

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 008

Bean	Brooks	Brown 30	Johnson 90	Marsh
Meiners	Moore	Walsh		

Representative Lembke offered **House Amendment No. 3**.

Representative Page raised a point of order that **House Amendment No. 3** legislates within an appropriation bill.

The Chair ruled the point of order well taken.

Representative Zweifel offered **House Amendment No. 4**.

Representative Flook raised a point of order that **House Amendment No. 4** legislates within an appropriation bill.

Representative Pratt raised an additional point of order that **House Amendment No. 4** goes beyond the scope of the existing bill.

The Chair ruled the second point of order well taken.

Representative Behnen resumed the Chair.

Speaker Pro Tem Bearden resumed the Chair.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	May	McGhee	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 061

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Hughes	Johnson 61	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Oxford	Page
Robinson	Roorda	Rucker	Salva	Schoemehl
Shoemyer	Skaggs	Spreng	Storch	Swinger
Villa	Vogt	Wagner	Walton	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 009

Bean	Brooks	Brown 30	Johnson 90	Kelly
Marsh	Meiners	Moore	Walsh	

On motion of Representative Icet, **HCS HB 1022** was adopted by the following vote:

AYES: 110

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Brown 50
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Faith	Fares	Fisher
Flook	Franz	Guest	Harris 23	Harris 110
Haywood	Hobbs	Hunter	Icet	Jackson
Johnson 47	Jones	Kelly	Kingery	Kratky
Lager	Lampe	Lembke	Lipke	Loehner
May	McGhee	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Robb	Robinson
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Vogt	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 045

Bogetto	Bowman	Boykins	Bringer	Burnett
Casey	Chappelle-Nadal	Corcoran	Dake	Darrough
Daus	Donnelly	Dougherty	El-Amin	Ervin
Frame	Fraser	George	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Jolly	Kraus
Kuessner	LeVota	Liese	Low 39	Lowe 44
Meadows	Oxford	Page	Roark	Roorda
Schoemehl	Shoemyer	Skaggs	Spreng	Storch
Villa	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brooks	Brown 30	Johnson 90	Marsh
Meiners	Moore	Walsh		

On motion of Representative Icet, **HCS HB 1022** was ordered perfected and printed.

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS SB 696 - Fiscal Review (Fiscal Note)
HCS SS SCS SBs 872, 754 & 669 - Fiscal Review (Fiscal Note)
SB 770 - Crime Prevention and Public Safety

SCS SB 788 - Job Creation and Economic Development
SS SCS SB 832 - Local Government
SB 873 - Crime Prevention and Public Safety
SB 874 - Local Government
SS SCS SB 895 - Insurance Policy
SCS SB 913 - Special Committee on General Laws
SCS SB 924 - Judiciary
SS SCS SB 969 - Transportation
SCS SB 1027 - Transportation
SCS SB 1032 - Professional Registration and Licensing
SB 1072 - Judiciary
SB 1076 - Health Care Policy
SCS SB 1140 - Ways and Means
SCS SBs 1185, 1163, 1174, 1200 & 1225 - Crime Prevention and Public Safety
SCS SB 1222 - Agriculture Policy
SCS SB 1236 - Special Committee on Energy and Environment
SCS SBs 1239 & 1091 - Health Care Policy

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Hobbs reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HCR 31**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 31

WHEREAS, two of this country's greatest waterways, the Mississippi River on Missouri's eastern border and the Missouri River which winds across the state, helped Missouri become a supply center for many of the westward-bound settlers of the nation's early years; and

WHEREAS, from the muddy Missouri to the swift and clear Jacks Fork, the hundreds of rivers and streams in Missouri snake across more than 50,000 miles of the state - more than twice the distance around the earth - providing endless recreational opportunities for Missourians, including boating, fishing, swimming, and bird watching along the bluffs bordering our many rivers and streams; and

WHEREAS, shipping along the navigable rivers boosted Missouri's status as an agriculture supplier, barges and steamboats used the waterways to move goods, river towns boomed, and railroads continued to fuel the growth of Missouri as a large transportation center; and

WHEREAS, the Missouri Territory, and later the State of Missouri, took the name of the Missouri River which was named for the Missouri Indians who lived along the banks. The name "Missouri" means "canoe haver"; and

WHEREAS, the State of Missouri has many nicknames, with the most widely recognized being "The Show-Me State". Missouri is also called the "The Cave State", "The Lead State", "The Bullion State", "The Ozark State", "The Iron Mountain State", and the "Pennsylvania of the West"; and

WHEREAS, roads along or near both banks of the Mississippi River along its entire length have been designated as "The Great River Road" and are marked with a special road sign which depicts a ship's wheel; and

WHEREAS, the Great Rivers Greenway District was established in November 2000 in St. Louis City, St. Louis County, and St. Charles County to eventually develop "The River Ring" as an interconnected system of greenways, parks, and trails in the St. Louis area which will enhance the quality of life for residents and visitors; and

WHEREAS, from confluence of the Big Muddy and the Mighty Mississippi at the eastern portion of the state and looking north, south, or west, the State of Missouri includes the land that Meriwether Lewis and William Clark scanned as they began their journey up the Missouri River on their Voyage of Discovery in 1804, the land that is habitat for deer, turkey, bald eagles, and other wildlife, the land that is farmland abundant with agricultural crops, and the same land that held 260 billion gallons of water during the Great Flood of 1993; and

WHEREAS, with much of Missouri's history tied to the mighty rivers that flow through it, Missouri should also be known as the "The Great Rivers State":

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby encourage the use of the slogan "The Great Rivers State" as a slogan for the State of Missouri and urge the Division of Tourism within the Department of Economic Development to recognize and incorporate the slogan in promoting Missouri tourism; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for John Robinson, the Director of the Division of Tourism.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1600**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1730**, begs leave to report it has examined the same and recommends that the **House Committee Substiute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SCR 27**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 1124**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HCR 34**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1537**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 2047**, begs leave to report it has examined the same and recommends that it **Do Pass**.

SENATE CONSENT BILLS

Pursuant to Rule 44(c), the following bills have remained on the Senate Bills for Third Reading Consent Calendar for five legislative days without any objection, and all committee substitutes and committee amendments thereto adopted by consent: **SB 641, SB 677, HCS SCS SB 765, SB 900, HCS SCS SB 932, SB 974 and SCS SB 1117.**

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 820**, entitled:

An act to repeal sections 33.700 and 33.710, RSMo, and section 44.045 as enacted by conference committee substitute for senate substitute for senate committee substitute for house committee substitute for house bill no. 58, ninety-third general assembly, first regular session and section 44.045 as enacted by conference committee substitute for house committee substitute for senate committee substitute for senate bills nos. 420 and 344, ninety-third general assembly, first regular session, and to enact in lieu thereof three new sections relating to governmental emergencies.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SBs 1014 & 730**, entitled:

An act to repeal sections 115.105, 115.126, 115.159, 115.163, 115.223, 115.427, 115.430, 115.431, 115.445, 115.631, and 115.637, RSMo, and to enact in lieu thereof eighteen new sections relating to election administration, with penalty provisions and an expiration date and an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, April 25, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative John Bowman, District 70, hereby state and affirm that my vote as recorded on the motion to third read and pass SB 645 as recorded in the House Journal for Monday, April 24, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2006.

/s/ John Bowman
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jane Cunningham, District 86, hereby state and affirm that my vote as recorded on Page 1157 of the House Journal for Thursday, April 20, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2006.

/s/ Jane Cunningham (86)
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Gary Dusenberg, District 54, hereby state and affirm that my vote as recorded on the motion to third read and pass HB 1619 as recorded in the House Journal for Monday, April 24, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 24th day of April 2006.

/s/ Gary Dusenberg
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 24th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, April 25, 2006, 12:00 p.m. Hearing Room 1.

Possible Executive session.

Public hearings to be held on: SCR 31, SCS SCR 24

CHILDREN AND FAMILIES

Wednesday, April 26, 2006, 8:30 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: SS SCS SB 1229, SS SB 596

CONFERENCE COMMITTEE - APPROPRIATIONS

Tuesday, April 25, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

Public hearings to be held on: SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013

CONFERENCE COMMITTEE - APPROPRIATIONS

Wednesday, April 26, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

Public hearings to be held on: SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013

CONFERENCE COMMITTEE - APPROPRIATIONS

Thursday, April 27, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

Public hearings to be held on: SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013

CONFERENCE COMMITTEE - APPROPRIATIONS

Friday, April 28, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

Public hearings to be held on: SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 25, 2006, Hearing Room 1 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: SS SCS SBs 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 & 890, SS SCS SB 882, SB 1023, SS SCS SB 1041

ELECTIONS

Tuesday, April 25, 2006, 8:00 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 2090, HB 2147

FISCAL REVIEW

Tuesday, April 25, 2006, 9:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Wednesday, April 26, 2006, 9:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Thursday, April 27, 2006, 9:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

HEALTH CARE POLICY

Thursday, April 27, 2006, 8:00 a.m. Hearing Room 7.

Executive session.

Public hearing to be held on: SCS SBs 567 & 792

INSURANCE POLICY

Wednesday, April 26, 2006, Hearing Room 3 upon morning recess.

Executive session may follow. AMENDED

Public hearings to be held on: SS SCS SB 953, SB 1103, SCS SBs 905 & 910

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Tuesday, April 25, 2006, 8:30 a.m. Hearing Room 5.

JCPER 2nd Quarter Meeting

JUDICIARY

Tuesday, April 25, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: HB 2029, SS SB 1058

LOCAL GOVERNMENT

Tuesday, April 25, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session will follow.

Public hearing to be held on: SS SCS SB 832

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 26, 2006, 1:00 p.m. Hearing Room 1.

No Executive session.

Public hearings to be held on: HB 1758, SCS SB 798

RULES

Tuesday, April 25, 2006, 6:00 p.m. Hearing Room 7.

Executive session may follow.

Committee will convene upon afternoon recess or 6:00 p.m., which ever comes first.

Public hearing to be held on: HR 1475

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, April 25, 2006, 6:00 p.m. Hearing Room 7.

Committee will convene upon afternoon recess or 6:00 p.m., which ever comes first.

Public hearings to be held on: HCR 31, HCS HB 1465, HCS HB 1968,

HCS HB 1147, HCS HB 1730, HCS HB 1600, SCR 27,

HCS SS SCS SBs 613, 1030 & 899, SS SB 1066, HCS SB 1124,

HCS SCS SB 915, HCS SS SCS SB 825, HCS SB 951,

HCS SS SCS SB 590, HCS SB 1002

SENIOR CITIZEN ADVOCACY

Tuesday, April 25, 2006, 8:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: SCS SB 616

SPECIAL COMMITTEE ON AGRI-BUSINESS

Tuesday, April 25, 2006, House Chamber side gallery upon afternoon adjournment.

Executive session.

Public hearing to be held on: HB 2016

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, April 25, 2006, 1:00 p.m. Hearing Room 5.

Executive session may follow.

Public hearing to be held on: SS SCS SB 904

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, April 26, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session may be held. AMENDED

Public hearing to be held on: HB 2049

SPECIAL COMMITTEE ON IMMIGRATION REFORM

Tuesday, April 25, 2006, 8:00 a.m. Hearing Room 4.

Executive session may follow.

Public hearing to be held on: HR 2295

SPECIAL COMMITTEE ON STUDENT ACHIEVEMENT AND FINANCE

Tuesday, April 25, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow

Public hearings to be held on: HB 1820, SS SCS SB 912, SJR 31

TRANSPORTATION

Wednesday, April 26, 2006, 8:00 a.m. Hearing Room 1.

Executive session will follow.

Committee will return upon morning recess if needed.

Location to be announced.

Public hearings to be held on: HCR 48, SB 938, SS SCS SB 969, SCS SB 961

WAYS AND MEANS

Wednesday, April 26, 2006, Hearing Room 6 upon morning recess.

Possible Executive session.

Public hearing to be held on: HB 2013

HOUSE CALENDAR

SIXTY-FIRST DAY, TUESDAY, APRIL 25, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HJR 55 - Lipke

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HCS HB 1137 - Darrough
- 12 HB 1412 - Portwood

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- 13 HCS HB 1928 - Ervin
- 14 HCS HB 1939 - Hunter
- 15 HCS HB 1607 - Schneider
- 16 HCS HB 1036 - Sander
- 17 HCS HB 1347 - Myers
- 18 HB 1536 - Schaaf
- 19 HCS HB 1761 - Loehner
- 20 HB 1885 - Behnen
- 21 HB 1975 - Cunningham (145)
- 22 HB 1423 - Page
- 23 HCS HB 1082 - Dempsey
- 24 HB 1560 - Bearden
- 25 HB 1642 - Cunningham (145)
- 26 HB 1704, HCA 1 - St. Onge
- 27 HCS HB 1749 - Cooper (120)
- 28 HCS HB 1814 - Nieves
- 29 HCS HB 1970 - Munzlinger
- 30 HB 2038 - Moore
- 31 HCS HB 1651 & 1608 - Yates
- 32 HB 1930 - Hubbard
- 33 HB 2111 - Hubbard
- 34 HCS HB 1868 - Faith
- 35 HCS HB 2040 - Richard
- 36 HB 1537 - Schaaf
- 37 HCS HB 2047 - Johnson (47)

HOUSE BILLS FOR PERFECTION - INFORMAL

- | | | |
|---|---|------------------------------------|
| 1 | HCS HB 1783 & 1479 - Bearden | (3 hours debate on Perfection) |
| 2 | HCS HB 1075, as amended - Davis | (150 minutes debate on Perfection) |
| 3 | HCS HB 1660 & 1269, as amended - Behnen | |
| 4 | HCS HB 1620 - Sutherland | |
| 5 | HCS HB 1141 - Jackson | |
| 6 | HCS HB 1316 - Lipke | (2 hours debate on Perfection) |
| 7 | HB 1499, as amended - May | |
| 8 | HCS HB 1080, HA 1, pending - Schaaf | |

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 41, (4-05-06, Page 907) - Sutherland

HOUSE BILL FOR THIRD READING - APPROPRIATIONS

HCS HB 1022 - Icet

SENATE BILLS FOR SECOND READING

- 1 SCS SB 820
- 2 SS#2 SCS SBs 1014 & 730

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SCS SBs 701 & 948 - Jackson
- 2 SB 561 - Dempsey
- 3 SCS SB 630 - Portwood
- 4 SB 559 - Rector
- 5 SB 648 - Denison
- 6 SB 678 - Smith (14)
- 7 SCS SB 751 - Johnson (47)
- 8 SCS SB 802, E.C. - Rucker
- 9 SB 863 - Robinson
- 10 SB 933 - Bruns
- 11 HCS SB 981 - Behnen
- 12 HCS SB 809 - Baker (25)
- 13 SB 936 - Jones
- 14 SB 641 - Cunningham (145)
- 15 SB 677 - Threlkeld
- 16 HCS SCS SB 765, E.C. - Weter
- 17 SB 900 - Moore
- 18 HCS SCS SB 932 - Wilson (119)
- 19 SB 974 - Dempsey
- 20 SCS SB 1117 - Bruns

(4/18/06)

- 1 SB 558 - Rector
- 2 HCS SB 725 - Johnson (47)
- 3 SCS SB 749 - Ruestman
- 4 HCS SB 819 - Emery
- 5 SB 828 - Behnen
- 6 SB 871 - Daus
- 7 HCS SB 893 - Emery
- 8 SCS SB 934 - Tilley
- 9 SB 1016, E.C. - Schneider
- 10 SB 1020 - Moore
- 11 SB 1056 - Sutherland

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- 12 SB 1094 - Wright (137)
- 13 SB 1155 - Tilley
- 14 SB 1177 - Dusenberg
- 15 SB 1207 - Black
- 16 SCS SB 580 - Baker (123)
- 17 SB 612, E.C. - Tilley
- 18 SB 618 - Baker (123)
- 19 SCS SB 650, E.C. - Dixon
- 20 SCS SBs 667, 704, 941, 956 & 987 - St. Onge
- 21 HCS SB 712, E.C. - Bruns
- 22 SCS SB 747 - Bearden
- 23 HCS SCS SB 756 - Behnen
- 24 HCS SCS SB 769, E.C. - Wright (159)
- 25 SB 785 - Roorda
- 26 SCS SB 830 - Silvey
- 27 HCS SB 834 - Wilson (130)
- 28 SB 845 - Johnson (90)
- 29 SCS SB 870, E.C. - Cooper (158)
- 30 SB 881 - Robinson
- 31 SB 919 - Rector
- 32 SB 931 - Parson
- 33 SB 964 - Jackson
- 34 SB 990, HCA 1 - Bruns
- 35 SCS#2 SB 1003, E.C. - Bruns
- 36 HCS SB 1045 - Stevenson
- 37 SB 1057 - Behnen
- 38 SCS SB 1059 - Roorda
- 39 SCS SB 1060 - Jackson
- 40 SB 1085 - Cooper (155)
- 41 HCS SCS SB 1086, E.C. - Kratky
- 42 HCS SCS SB 1122 - Schaaf
- 43 SB 1139 - Yaeger
- 44 SB 1146 - Pratt
- 45 HCS SB 1165 - Bivins
- 46 SB 1189 - Dempsey
- 47 SB 1197 - Viebrock
- 48 SB 1208 - Pratt
- 49 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 HCS SCS SB 614 - Sutherland
- 2 SB 766 - Bruns
- 3 SB 818 - Smith (118)
- 4 HCS SCS SBs 1001, 896 & 761, E.C. - St. Onge
- 5 HCS SCS SB 666 - Bruns
- 6 HCS SCS SB 773 - Fisher

- 7 HCS SCS SB 878 - Stevenson
- 8 SCS SB 1026 - Day
- 9 HCS SCS SB 1048 - Schaaf
- 10 HCS SB 629 - Faith
- 11 HCS SB 697 - St. Onge
- 12 HCS SB 840 - St. Onge
- 13 HCS SS SCS SBs 872, 754 & 669 (Fiscal Review 4-24-06) - St. Onge
- 14 HCS SB 980 - Moore
- 15 SCS SB 1008 - Myers
- 16 HCS SB 1017 - Loehner
- 17 HCS SB 1084, E.C. - Scharnhorst
- 18 HCS SS SB 696, (Fiscal Review 4-24-06) - Richard
- 19 SB 726 - May
- 20 HCS SB 837 - Yates

BILLS IN CONFERENCE

- 1 SCS HB 1001 - Icet
- 2 SCS HCS HB 1002 - Icet
- 3 SCS HCS HB 1003 - Icet
- 4 SCS HCS HB 1004 - Icet
- 5 SCS HCS HB 1005 - Icet
- 6 SCS HCS HB 1006 - Icet
- 7 SCS HCS HB 1007 - Icet
- 8 SCS HB 1008 - Icet
- 9 SCS HB 1009 - Icet
- 10 SCS HCS HB 1010 - Icet
- 11 SCS HCS HB 1011 - Icet
- 12 SCS HCS HB 1012 - Icet
- 13 SCS HB 1013 - Icet

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon

HOUSE RESOLUTION

HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTY-FIRST DAY, TUESDAY, APRIL 25, 2006

The House met pursuant to adjournment.

Speaker Pro Tem Bearden in the Chair.

Prayer by Father James M. Smith.

Almighty God,

You have shown us that You are Love itself in the very act of creating us; You did not have to create anything.

You have shown us that You are Love itself in the gifts You have given us and by which You have sustained us.

You have made us to be like You, to be people of love.

Make us people of true love, love that is chosen and committed. In love, help us to choose kindness, when we want to be unkind. In love, help us to choose patience, when we feel impatient. Help us to be humble, when we want to be pompous and inflated. Help us to be generous, when we want to seek only our own interests. Help us to be gentle, when we want to be quick-tempered. Help us to be forgiving, when we want to brood over injury. Help us to find joy in truth rather than pleasure in wrong-doing.

Lord, give us strength to bear our burdens when we want to lay them down and quit. Give us belief and knowledge in the truth when others attempt to misguide us by deceit. And Lord, give us hope for a brighter future when all around us seems dark.

Lord, help us to endure the sufferings of this present life so that we may finally attain eternal life with You, who is God, forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Elizabeth Chau, Molly Garrison, Alex Hebert, Teresa Martino, Amelia Belle Bird, Adam Michael Dempsher, Sophie Louise Broz, Philip Benoist Chrisler, Douglas David Austin, Samantha Jean Brown, Matt Coatney, Nancy Bowers, Madeline Cook, Ashton Abbadessa, Lauren Mullikin, Mart Stepanovich, Nick Westphil, Macie Rae Roorda, Shania Francka, Olivia McGhee and Gracyn Walter.

The Journal of the sixtieth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2621 - Representative Donnelly
House Resolution No. 2622 - Representative LeVota, et al.
House Resolution No. 2623 - Representative Wasson
House Resolution No. 2624 - Representative Wilson (119)
House Resolution No. 2625 - Representative Witte
House Resolution No. 2626 - Representative Corcoran

SECOND READING OF SENATE BILLS

SCS SB 820 and **SS#2 SCS SBs 1014 & 730** were read the second time.

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 696** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

SPECIAL RECOGNITION

The Belton High School Dance Team was introduced by Representative Baker (123) and recognized for attaining First Place in the Missouri State Dance Class 4A Championship.

MOTION

Representative Dempsey moved that Rule 23 be suspended.

Which motion was adopted by the following vote:

AYES: 137

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Boykins
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	George	Guest	Harris 110	Haywood
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb

Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Young
Zweifel	Mr Speaker			

NOES: 016

Bowman	Bringer	Brown 50	Darrough	Daus
Frame	Harris 23	Henke	Hughes	Johnson 90
LeVota	Oxford	Skaggs	Vogt	Walton
Witte				

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Bland	Brooks	Brown 30	Cooper 155
Marsh	Meadows	Moore	Walsh	Yates

Representative Behnen assumed the Chair.

THIRD READING OF HOUSE BILL - APPROPRIATIONS

HCS HB 1022, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **HCS HB 1022** was read the third time and passed by the following vote:

AYES: 109

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Brown 50
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Curls	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Faith	Fares	Fisher
Flook	Franz	Guest	Harris 23	Haywood
Hobbs	Hubbard	Hunter	Icet	Jackson
Johnson 47	Jolly	Jones	Kelly	Kingery
Kratky	Lager	Lampe	Lembke	Lipke
Loehner	May	McGhee	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Robb
Robinson	Rucker	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Wagner	Wallace

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Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 047

Bogetto	Bowman	Boykins	Bringer	Burnett
Casey	Chappelle-Nadal	Corcoran	Dake	Darrough
Daus	Donnelly	Dougherty	El-Amin	Ervin
Frame	Fraser	George	Harris 110	Henke
Hoskins	Hughes	Johnson 61	Johnson 90	Kraus
Kuessner	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Oxford	Page	Roark
Roorda	Salva	Schoemehl	Shoemyer	Skaggs
Spreng	Storch	Villa	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brooks	Brown 30	Marsh	Moore
Vogt	Walsh			

Representative Behnen declared the bill passed.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Behnen.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2627 - Representative Pearce
House Resolution No. 2628 - Representative Darrough
House Resolution No. 2629 - Representative Scharnhorst
House Resolution No. 2630 - Representative McGhee
House Resolution No. 2631 - Representative Rector
House Resolution No. 2632 - Representative Cooper (158)
House Resolution No. 2633 - Representative Bringer
House Resolution No. 2634 - Representative Johnson (61)
House Resolution No. 2635 - Representative Cooper (120)
House Resolution No. 2636
and
House Resolution No. 2637 - Representative Rupp
House Resolution No. 2638
through
House Resolution No. 2640 - Representative Chinn

House Resolution No. 2641
 through
 House Resolution No. 2643 - Representative Cunningham (145)

SPECIAL RECOGNITION

Bud Lathrop was introduced by Representative Kraus and recognized as an Outstanding Missourian.

PERFECTION OF HOUSE BILL - INFORMAL

HCS HB 1075, as amended, relating to school course materials, was taken up by Representative Davis.

Representative Dempsey suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 123

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bringer	Brooks
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Frame	Franz	Fraser
Guest	Harris 110	Hobbs	Hoskins	Hubbard
Hunter	Icet	Jackson	Johnson 47	Jolly
Jones	Kelly	Kingery	Kratky	Kuessner
Lager	Lampe	Lembke	Lipke	Loehner
Low 39	May	McGhee	Meiners	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Pratt	Quinn	Rector
Richard	Roark	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Skaggs	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Tilley	Villa	Wagner	Wallace
Wells	Weter	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 159	Wright-Jones	Yaeger
Young	Zweifel	Mr Speaker		

NOES: 005

Brown 50	Daus	Flook	Haywood	Kraus
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PRESENT: 021

Avery	Bogetto	Boykins	Darrough	Dougherty
George	Harris 23	Henke	Hughes	Johnson 61
Johnson 90	LeVota	Liese	Lowe 44	Schoemehl
Shoemyer	Smith 14	Threlkeld	Viebrock	Whorton
Yates				

ABSENT WITH LEAVE: 014

Bean	Bowman	Brown 30	Bruns	Marsh
Meadows	Moore	Portwood	Robb	Vogt
Walsh	Walton	Wasson	Wright 137	

Representative Cooper (120) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 1075, Page 3, Section 170.015, Line 75, by inserting at the end of said line the following:

“The provisions of this subsection shall not apply to an entity licensed under chapter 197, RSMo, when such entity is asked to provide educational services by a school district or charter school.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Stevenson offered **House Substitute Amendment No. 1 for House Amendment No. 5**.

*House Substitute Amendment No. 1
for
House Amendment No. 5*

AMEND House Committee Substitute for House Bill No. 1075, Section 170.015, Page 2, Lines 38 and 39, by deleting on each line the first instance of the word **“fertilization”** and replacing it with the word **“conception”**; and

Further amend said bill, Section 170.015, Page 3, Lines 72-75, by deleting all of said lines and inserting in lieu thereof the following:

“7. No school district or charter school, or its personnel or agents, shall provide abortion services, or permit a person or entity to offer, sponsor, or furnish in any manner any course materials or instruction to its students if such person or entity is a provider of abortion services, provided that a licensed hospital, as defined by subsection 2 of section 197.020, RSMo, may be permitted to provide course materials and instruction, including but not limited to, human sexuality and sexually transmitted diseases but not relating to abortion services.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Low (39) raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 5** is not a true substitute amendment.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

On motion of Representative Stevenson, **House Substitute Amendment No. 1 for House Amendment No. 5** was adopted.

Representative Silvey offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 1075, Section 170.015, Page 2, Line 13, by deleting the open bracket “[“ immediately before the word “Present”; and

Further amend said line, by deleting the closed bracket “]” immediately after the word “Present”; and

Further amend said line, by deleting the word “**Inform**”; and

Further amend said line, by deleting the open bracket “[“ immediately before the word “with”; and

Further amend said line, by deleting the closed bracket “]” immediately after the word “latest”; and

Further amend said line, by deleting the word “**that**”; and

Further amend said line, by deleting the open bracket “[“ immediately before the word “factual”; and

Further amend said line, by deleting the closed bracket “]” immediately after the word “factual”; and

Further amend said line, by deleting the words “**and personally**”; and

Further amend said page, Line 14, by deleting the word “**relevant**”; and

Further amend said line, by deleting the open bracket “[“ immediately before the word “both”; and

Further amend said section, Line 16, by deleting the closed bracket “]” immediately after the word “diseases”; and

Further amend said line, by deleting the words “**contraception, abortion, and pregnancy**” and insert in lieu thereof the following:

“**and further information**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corcoran offered **House Substitute Amendment No. 1 for House Amendment No. 6**.

Representative Flook raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 6** goes beyond the scope of the bill.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken because **House Substitute Amendment No. 1 for House Amendment No. 6** goes beyond the scope of the bill.

The Chair then clarified that the point of order was well taken.

Representative Low (39) raised a point of order that the Chair had already ruled on the point of order.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

On motion of Representative Silvey, **House Amendment No. 6** was adopted.

On motion of Representative Davis, **HCS HB 1075, as amended**, was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bringer	Bruns	Chinn	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Dake	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberg	Emery	Ervin	Faith
Fisher	Flook	Franz	Harris 110	Henke
Hobbs	Hunter	Ice	Jackson	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Liese	Lipke	Loehner	May	McGhee
Munzlinger	Muschany	Myers	Nance	Nieves
Parker	Parson	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Self
Shoemyer	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 061

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Cooper 120	Corcoran	Curls	Darrrough
Daus	Donnelly	Dougherty	El-Amin	Fares
Frame	Fraser	George	Guest	Harris 23
Haywood	Hoskins	Hubbard	Hughes	Johnson 47
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Low 39	Lowe 44	Meiners
Oxford	Page	Pearce	Robb	Robinson
Rucker	Schoemehl	Skaggs	Spreng	Storch
Villa	Wagner	Wallace	Walton	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 001

Nolte

ABSENT WITH LEAVE: 009

Bean	Brown 30	Marsh	Meadows	Moore
Roorda	Schneider	Vogt	Walsh	

On motion of Representative Davis, **HCS HB 1075, as amended**, was ordered perfected and printed.

THIRD READING OF SENATE BILL

HCS SCS SBs 1001, 896 & 761, relating to drivers' licenses, was taken up by Representative St. Onge.

Representative St. Onge offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 1001, 896 & 761, Page 12, Section 302.178, Line 101, by inserting after all of said line the following:

"302.720. 1. Except when operating under an instruction permit as described in this section, no person may drive a commercial motor vehicle unless the person has been issued a commercial driver's license with applicable endorsements valid for the type of vehicle being operated as specified in sections 302.700 to 302.780. A commercial driver's instruction permit shall allow the holder of a valid license to operate a commercial motor vehicle when accompanied by the holder of a commercial driver's license valid for the vehicle being operated and who occupies a seat beside the individual, or reasonably near the individual in the case of buses, for the purpose of giving instruction in driving the commercial motor vehicle. A commercial driver's instruction permit shall be valid for the vehicle being operated for a period of not more than six months, and shall not be issued until the permit holder has met all other requirements of sections 302.700 to 302.780, except for the driving test. A permit holder, unless otherwise disqualified, may be granted one six-month renewal within a one-year period. The fee for such permit or renewal shall be five dollars. In the alternative, a commercial driver's instruction permit shall be issued for a thirty-day period to allow the holder of a valid driver's license to operate a commercial motor vehicle if the applicant has completed all other requirements except the driving test. The permit may be renewed for one additional thirty-day period and the fee for the permit and for renewal shall be five dollars.

2. No person may be issued a commercial driver's license until he has passed written and driving tests for the operation of a commercial motor vehicle which complies with the minimum federal standards established by the Secretary and has satisfied all other requirements of the Commercial Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570), as well as any other requirements imposed by state law. Applicants for a hazardous materials endorsement must also meet the requirements of the U.S. Patriot Act of 2001 (Title X of Public Law 107-56) as specified and required by regulations promulgated by the Secretary. Nothing contained in this subsection shall be construed as prohibiting the director from establishing alternate testing formats for those who are functionally illiterate; provided, however, that any such alternate test must comply with the minimum requirements of the Commercial Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570) as established by the Secretary.

(1) The written and driving tests shall be held at such times and in such places as the superintendent may designate. A twenty-five dollar examination fee shall be paid by the applicant upon completion of any written or driving test. The director shall delegate the power to conduct the examinations required under sections 302.700 to 302.780 to any member of the highway patrol or any person employed by the highway patrol qualified to give driving examinations.

(2) The director shall adopt and promulgate rules and regulations governing the certification of third-party testers by the department of revenue. Such rules and regulations shall substantially comply with the requirements of 49

CFR Part 383, Section 383.75. A certification to conduct third-party testing shall be valid for one year, and the department shall charge a fee of one hundred dollars to issue or renew the certification of any third-party tester.

(3) Beginning August 28, 2006, the director shall only issue third-party tester certification to private companies who operate on the campus of a junior college or community college established under chapter 178, RSMo, or to private companies who own and maintain their own fleet and administer in-house testing to employees. Except as specified in this subsection, no third-party tester certification shall be issued to any private company predominately operated for commercial driver's license testing purposes and no third-party tester certification shall be renewed for such company. Any third-party tester who violates any of the rules and regulations adopted and promulgated pursuant to this section shall be subject to having his certification revoked by the department. The department shall provide written notice and an opportunity for the third-party tester to be heard in substantially the same manner as provided in chapter 536, RSMo. If any applicant submits evidence that he has successfully completed a test administered by a third-party tester, the actual driving test for a commercial driver's license may then be waived.

[(3)] (4) Every applicant for renewal of a commercial driver's license shall provide such certifications and information as required by the secretary and if such person transports a hazardous material must also meet the requirements of the U.S. Patriot Act of 2001 (Title X of Public Law 107-56) as specified and required by regulations promulgated by the secretary[.]. Such person shall be required to take the written test for such endorsement. A twenty-five dollar examination fee shall be paid upon completion of such tests.

3. A commercial driver's license may not be issued to a person while the person is disqualified from driving a commercial motor vehicle, when a disqualification is pending in any state or while the person's driver's license is suspended, revoked, or canceled in any state; nor may a commercial driver's license be issued unless the person first surrenders in a manner prescribed by the director any commercial driver's license issued by another state, which license shall be returned to the issuing state for cancellation.

4. Beginning July 1, 2005, the director shall not issue an instruction permit under this section unless the director verifies that the applicant is lawfully present in the United States before accepting the application. The director may, by rule or regulation, establish procedures to verify the lawful presence of the applicant under this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536, RSMo."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative St. Onge, **House Amendment No. 1** was adopted.

Representative St. Onge offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 1001, 896 & 761, Pages 4 through 5, Section 226.009.4(6), Lines 86 through 87, by removing the words "parties making or defending claims against such carriers." and inserting in lieu thereof the words **"a person identified in this subsection; except that the commission may disclose to such attorneys only data relating to their client, their client's employer or employee, or their client's lessor or lessee with reference to a motor vehicle."**

On motion of Representative St. Onge, **House Amendment No. 2** was adopted.

Representative Daus offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 1001, 896 & 761, Pages 9 and 10, Section 302.171, Lines 80 to 85, by deleting all of said lines and inserting in lieu thereof the following:

"8. Notwithstanding any other provision of this chapter that requires an applicant to provide proof of lawful presence for renewal of a noncommercial driver's license, noncommercial instruction permit, or nondriver's license, an applicant who has previously held for a period of fifteen years or more a noncommercial

driver's license, noncommercial instruction permit, or nondriver's license is exempt from showing proof of lawful presence."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Skaggs offered **House Amendment No. 1 to House Amendment No. 3.**

Representative St. Onge raised a point of order that **House Amendment No. 1 to House Amendment No. 3** goes beyond the scope of the underlying amendment.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Cooper (120) assumed the Chair.

On motion of Representative Daus, **House Amendment No. 3** was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Munzlinger	Muschany	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schad	Scharnhorst	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Wagner	Wallace	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 004

Fares	Myers	Schlottach	St. Onge
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PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Moore	Schaaf
Vogt	Walsh			

Representative Roark offered **House Amendment No. 4.**

Representative St. Onge raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

Representative Cooper (120) requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Dusenberg offered **House Amendment No. 5.**

House Amendment No. 5 was withdrawn.

Representative Henke offered **House Amendment No. 6.**

Representative St. Onge raised a point of order that **House Amendment No. 6** goes beyond the scope of the bill.

Representative Cooper (120) requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative St. Onge, **HCS SCS SBs 1001, 896 & 761, as amended**, was adopted.

On motion of Representative St. Onge, **HCS SCS SBs 1001, 896 & 761, as amended**, was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser

George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 001

Hughes

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Moore	Schaaf
Vogt	Walsh			

Representative Cooper (120) declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Henke	Hobbs
Hubbard	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	May	McGhee	Meadows
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker

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Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Sander	Sater	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 005

Haywood	Hughes	Lowe 44	Salva	Wildberger
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PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Bowman	Brown 30	Hoskins	Marsh
Moore	Schaaf	Vogt	Walsh	

On motion of Representative Dempsey, the House recessed until 8:00 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Representative Behnen.

THIRD READING OF HOUSE CONCURRENT RESOLUTION

HCR 41, relating to the Safe Routes to School Program, was taken up by Representative Sutherland.

Representative St. Onge assumed the Chair.

On motion of Representative Sutherland, **HCR 41** was read the third time and passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes

Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 001

Roark

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Schaaf
Walsh				

Representative St. Onge declared the bill passed.

THIRD READING OF SENATE BILLS - CONSENT

SCS SBs 701 & 948, relating to National Guard educational grants, was taken up by Representative Jackson.

On motion of Representative Jackson, **SCS SBs 701 & 948** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke

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Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Munzlinger	Myers	Nance	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Ruestman	Rupp	Salva	Sander	Sater
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Brown 30	Donnelly	Marsh	Moore
Muschany	Nieves	Rucker	Schaaf	Walsh
Wasson				

Representative St. Onge declared the bill passed.

SB 561, relating to gambling boat admission fee revenue, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **SB 561** was truly agreed to and finally passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota

Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 001

Chappelle-Nadal

PRESENT: 001

Oxford

ABSENT WITH LEAVE: 008

Bean	Brooks	Brown 30	Marsh	Moore
Schaaf	Walsh	Wasson		

Representative St. Onge declared the bill passed.

SCS SB 630, relating to the Homestead Preservation Act, was taken up by Representative Portwood.

On motion of Representative Portwood, **SCS SB 630** was truly agreed to and finally passed by the following vote:

AYES: 129

Aull	Avery	Baker 25	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Deeken	Dempsey	Denison
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Faith	Fares	Flook	Frame	Fraser
George	Guest	Harris 23	Henke	Hobbs
Hoskins	Hubbard	Hughes	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Kelly
Kingery	Kratky	Kraus	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Munzlinger	Muschany	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson

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Pearce	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Sander	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Silvey
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Walton	Wasson	Weter	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 026

Baker 123	Bringer	Brooks	Davis	Day
Dethrow	Emery	Ervin	Fisher	Franz
Harris 110	Haywood	Hunter	Jones	Kuessner
Myers	Phillips	Roark	Sater	Schad
Shoemyer	Skaggs	Wallace	Wells	Whorton
Wilson 119				

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Marsh	Moore	Salva
Schaaf	Walsh	Wildberger		

Representative St. Onge declared the bill passed.

SB 559, relating to joint municipal utility commissions, was taken up by Representative Rector.

On motion of Representative Rector, **SB 559** was truly agreed to and finally passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Iceet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson

Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 001

Oxford

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Schaaf
Walsh				

Representative St. Onge declared the bill passed.

SB 648, relating to mental health facilities, was taken up by Representative Denison.

On motion of Representative Denison, **SB 648** was truly agreed to and finally passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Iceet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman

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Rupp	Salva	Sander	Sater	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Moore	Schaaf
Stevenson	Walsh			

Representative St. Onge declared the bill passed.

SB 678, relating to a quarterly tax collections report, was taken up by Representative Smith (14).

On motion of Representative Smith (14), **SB 678** was truly agreed to and finally passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland

Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walton	Wells
Weter	Whorton	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 001

Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Fares	Marsh	Moore
Schaaf	Walsh	Wasson		

Representative St. Onge declared the bill passed.

SCS SB 751, relating to the sale of school property, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **SCS SB 751** was truly agreed to and finally passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walton
Wasson	Wells	Weter	Whorton	Wildberger

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Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Schaaf
Walsh				

Representative St. Onge declared the bill passed.

SCS SB 802, relating to sewer districts, was taken up by Representative Rucker.

On motion of Representative Rucker, **SCS SB 802** was truly agreed to and finally passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Iceet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Munzlinger	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 002

Darrough Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Moore	Muschany
Schaaf	Walsh			

Representative St. Onge declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 001

Dethrow

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Moore	Schaaf
Stevenson	Walsh			

SB 863, relating to fire protection associations, was taken up by Representative Robinson.

On motion of Representative Robinson, **SB 863** was truly agreed to and finally passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Donnelly	Hunter	Lembke
Marsh	Moore	Schaaf	Walsh	Wright 137

Representative St. Onge declared the bill passed.

SB 933, relating to railroad policemen, was taken up by Representative Bruns.

On motion of Representative Bruns, **SB 933** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walton	Weter	Whorton
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 004

Dusenberg	Smith 14	Wells	Wildberger
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PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Moore	Schaaf
Walsh	Wasson			

Representative St. Onge declared the bill passed.

HCS SB 981, relating to the State Highway Patrol, was taken up by Representative Behnen.

On motion of Representative Behnen, **HCS SB 981** was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Schaaf
Walsh				

Representative St. Onge declared the bill passed.

HCS SB 809, relating to municipal zoning, was taken up by Representative Baker (25).

On motion of Representative Baker (25), **HCS SB 809** was read the third time and passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 001

Dethrow

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Schaaf
Walsh				

Representative St. Onge declared the bill passed.

SB 936, relating to county library districts, was taken up by Representative Jones.

On motion of Representative Jones, **SB 936** was truly agreed to and finally passed by the following vote:

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AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 003

Davis	Ervin	Roark
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PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Schaaf
Walsh				

Representative St. Onge declared the bill passed.

SB 641, relating to the Higher Education Savings Program, was taken up by Representative Cunningham (145).

On motion of Representative Cunningham (145), **SB 641** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 004

Cooper 158	Davis	Rupp	Smith 14
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PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Moore	Schaaf
Walsh	Young			

Representative St. Onge declared the bill passed.

SB 677, relating to radiation control, was taken up by Representative Threlkeld.

On motion of Representative Threlkeld, **SB 677** was truly agreed to and finally passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto

Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Schaaf
Walsh				

Representative St. Onge declared the bill passed.

HCS SCS SB 765, relating to emergency medical treatment, was taken up by Representative Weter.

On motion of Representative Weter, **HCS SCS SB 765** was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus

Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walton	Wasson
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 002

Pollock Wells

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Schaaf
Walsh				

Representative St. Onge declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky

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Kraus	Kuessner	Lager	Lampe	Lembke
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Smith 14
Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 005

Hughes	LeVota	Pollock	Skaggs	Wells
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PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Schaaf
Walsh				

Speaker Jetton assumed the Chair.

HCS SCS SB 932, relating to county officials, was taken up by Representative Wilson (119).

On motion of Representative Wilson (119), **HCS SCS SB 932** was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	May	McGhee	Meadows	Meiners
Munzlinger	Muschany	Myers	Nance	Nieves

Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Ruestman	Rupp	Salva
Sander	Sater	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 001

Lowe 44

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Moore	Rucker
Schaaf	Walsh			

Speaker Jetton declared the bill passed.

Representative St. Onge resumed the Chair.

SB 974, relating to mental health services, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **SB 974** was truly agreed to and finally passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker

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Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Moore	Schaaf
Walsh				

Representative St. Onge declared the bill passed.

SCS SB 1117, relating to the Missouri Rx Plan Advisory Commission, was taken up by Representative Brunns.

SCS SB 1117 was laid over.

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 2439 - Rules

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SCS SB 773 - Fiscal Review (Fiscal Note)

HCS SB 1017 - Fiscal Review (Fiscal Note)

SS#2 SCS SBs 1014 & 730 - Elections

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Myers reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SB 643**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Judiciary, Chairman Pratt reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HJR 31**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Judiciary, to which was referred **SCS SB 587**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **SS SCS SB 832**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on General Laws, Chairman Roark reporting:

Mr. Speaker: Your Special Committee on General Laws, to which was referred **HB 1751**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Student Achievement and Finance, Chairman Baker (123) reporting:

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **SJR 31**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Student Achievement and Finance, to which was referred **SS SCS SB 912**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HR 1475**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 1475

WHEREAS, Amendment I of the United States Constitution, which provides in part that "Congress shall make no law respecting an establishment of religion...", is a specific and unequivocal instruction to only the United States Congress; and

WHEREAS, the United States Constitution makes no restriction on the ability of states to acknowledge God, the Supreme Ruler of the Universe; and

WHEREAS, Amendment X of the United States Constitution, which provides that "The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people", reserved the right of the acknowledgment of God to the states and the people; and

WHEREAS, the Preamble to the Missouri Constitution, which provides that "We the people of Missouri, with profound reverence for the Supreme Ruler of the Universe, and grateful for His goodness, do establish this constitution for the better government of the state", is within the boundaries of rights reserved to the states by the United States Constitution; and

WHEREAS, the federal judiciary has overstepped its constitutional boundaries and ruled against the acknowledgment of God as the sovereign source of law, liberty, and government by local and state officers and other state institutions, including state schools; and

WHEREAS, the federal judiciary has created confusion between Amendment I and Amendment X of the United States Constitution, and has consistently misapplied Amendment XIV, usurping the rights of the states and the people; and

WHEREAS, Article VI of the United States Constitution requires that each member of the United States Congress and each member of the several state legislatures be bound by oath or affirmation to "support this constitution"; and

WHEREAS, among the seminal principles of our constitutional republic is the premise that each branch of government will be a "check" upon the others; and

WHEREAS, the United States Congress is charged with the solemn responsibility to cause the federal judiciary to refrain from interfering with the acknowledgment of God by any local, state, or federal official by any constitutional means at its' disposal, including limiting the jurisdiction of the federal courts in such matters; and

WHEREAS, Article III, Section 2 of the United States Constitution provides in part that "the...court shall have appellate jurisdiction, both as to law and fact, with such exceptions, and under such regulations as the Congress shall make"; and

WHEREAS, there is pending before the 109th Congress the Constitution Restoration Act of 2005, H.R. 1070 and S. 520, which will limit the jurisdiction of the federal courts and preserve the right to acknowledge God, exercised by the State of Missouri in its Preamble to the Missouri Constitution, to the states and to the people and resolve the issue of improper judicial intervention in matters relating to the acknowledgment of God:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, the Ninety-third General Assembly, hereby urge the United States Congress to adopt forthwith the Constitution Restoration Act of 2005, H. R. 1070 and S. 520; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for the Speaker of the United States House of Representatives, the President of the United States Senate, the Chairs of the Judiciary Committees of the United States Senate and House of Representatives, and each member of the Missouri Congressional Delegation.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 26**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 27**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 31**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 36**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1147**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1184**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HBs 1340, 1549, 1918 & 1998**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1465**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1600**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1730**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1946**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1968**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS#2 HBs 2008, 1218 & 1062**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCR 27**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS#2 SCS SB 583**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 590**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SBs 613, 1030 & 899**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 735**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 778**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 779**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 822**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 825**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 884**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 892**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 908**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 915**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 951**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 1002**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 1064**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SS SB 1066**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1101**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 1124**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 1175**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 1221**, begs leave to report it has examined the same and recommends that it **Do Pass**.

SENATE CONSENT BILLS

Pursuant to Rule 44(c), the following bills have remained on the Senate Bills for Third Reading Consent Calendar for five legislative days without any objection, and all committee substitutes and committee amendments thereto adopted by consent: **SB 558, HCS SB 725, SCS SB 749, HCS SB 819, SB 828, SB 871, HCS SB 893, SCS SB 934, SB 1016, SB 1020, SB 1056, SB 1094, SB 1155, SB 1177, SB 1207, SCS SB 580, SB 612, SB 618, SCS SB 650, SCS SBs 667, 704, 941, 956 & 987, HCS SB 712, SCS SB 747, HCS SCS SB 756, HCS SCS SB 769, SB 785, SCS SB 830, HCS SB 834, SB 845, SCS SB 870, SB 881, SB 919, SB 931, SB 964, SB 990, HCA 1, SCS#2 SB 1003, HCS SB 1045, SB 1057, SCS SB 1059, SCS SB 1060, SB 1085, HCS SCS SB 1086, HCS SCS SB 1122, SB 1139, SB 1146, HCS SB 1165, SB 1189, SB 1197, SB 1208 and SB 1216.**

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HBs 1270 & 1027**, entitled:

An act to amend chapter 414, RSMo, by adding thereto one new section relating to ethanol blend fuel.

With Senate Amendment No. 2, Senate Amendment No. 5 and Senate Amendment No. 6.

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1270 & 1027, Page 1, Section Title, Lines 1-2, by striking the words “ethanol blend” and inserting in lieu thereof the following:

“renewable”; and

Further amend said bill, Page 1, Section A, Line 2, by inserting after all of said line the following:

“142.031. 1. As used in this section the following terms shall mean:

(1) “Biodiesel”, fuel as defined in ASTM Standard D-6751 or its subsequent standard specifications for biodiesel fuel (B100) blend stock for distillate fuels;

(2) “Missouri qualified biodiesel producer”, a facility that produces biodiesel, is registered with the United States Environmental Protection Agency according to the requirements of 40 CFR 79, and is:

(a) At least fifty-one percent is owned by agricultural producers **who are residents of this state and who are** actively engaged in agricultural production for commercial purposes; **or**

(b) **At least eighty percent of the feedstock used by the facility originates in the state of Missouri. For purposes of this section, the term “feedstock” shall mean a Missouri agriculture product as defined in section 348.400, RSMo.**

2. The “Missouri Qualified Biodiesel Producer Incentive Fund” is hereby created and subject to appropriations shall be used to provide economic subsidies to Missouri qualified biodiesel producers pursuant to this section. The director of the department of agriculture shall administer the fund pursuant to this section.

3. A Missouri qualified biodiesel producer shall be eligible for a monthly grant from the fund provided that fifty-one percent of the feedstock originates in the state of Missouri and that] one hundred percent of the feedstock originates in the United States. **However, the director may waive the feedstock requirements on a month-to-month basis if the facility provides verification that adequate feedstock is not available.** A Missouri qualified biodiesel producer shall only be eligible for the grant for a total of sixty months unless such producers during the sixty months fail, due to a lack of appropriations, to receive the full amount from the fund for which the producers were eligible, in which case such producers shall continue to be eligible for up to twenty-four additional months or until they have received the maximum amount of funding for which such producers were eligible during the original sixty-month time period. The amount of the grant is determined by calculating the estimated gallons of qualified biodiesel produced during the preceding month from Missouri agricultural products, as certified by the department of agriculture, and applying such figure to the per-gallon incentive credit established in this subsection. Each Missouri qualified biodiesel producer shall be eligible for a total grant in any fiscal year equal to thirty cents per gallon for the first fifteen million gallons of qualified biodiesel produced from Missouri agricultural products in the fiscal year plus ten cents per gallon for the next fifteen million gallons of qualified biodiesel produced from Missouri agricultural products in the fiscal year. All such qualified biodiesel produced by a Missouri qualified biodiesel producer in excess of thirty million gallons shall not be applied to the computation of a grant pursuant to this subsection. The department of agriculture shall pay all grants for a particular month by the fifteenth day after receipt and approval of the application described in subsection 4 of this section.

4. In order for a Missouri qualified biodiesel producer to obtain a grant from the fund, an application for such funds shall be received no later than fifteen days following the last day of the month for which the grant is sought. The application shall include:

- (1) The location of the Missouri qualified biodiesel producer;
- (2) The average number of citizens of Missouri employed by the Missouri qualified biodiesel producer in the preceding month, if applicable;
- (3) The number of bushel equivalents of Missouri agricultural commodities used by the Missouri qualified biodiesel producer in the production of biodiesel in the preceding month;
- (4) The number of gallons of qualified biodiesel the producer manufactures during the month for which the grant is applied;
- (5) A copy of the qualified biodiesel producer license required pursuant to subsection 5 of this section, name and address of surety company, and amount of bond to be posted pursuant to subsection 5 of this section; and
- (6) Any other information deemed necessary by the department of agriculture to adequately ensure that such grants shall be made only to Missouri qualified biodiesel producers.

5. The director of the department of agriculture, in consultation with the department of revenue, shall promulgate rules and regulations necessary for the administration of the provisions of this section.

6. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

7. The provisions of this section shall expire on December 31, 2009. However, Missouri qualified biodiesel producers receiving any grants awarded prior to the expiration date of this section shall continue to be eligible for the remainder of the original sixty-month time period under the same terms and conditions of this section unless such producer during those sixty months failed, due to a lack of appropriations, to receive the full amount from the fund for which he or she was eligible. In that case, such producers shall continue to be eligible for up to twenty-four additional months or until they have received the maximum amount of funding for which they were eligible during the original sixty-month time period.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1270 & 1027, Page 4, Section 414.255, Line 119, by inserting immediately after all of said line the following:

"Section 1. No Missouri qualified fuel ethanol producer, as defined in section 142.028, RSMo, eligible for a grant under section 142.208, RSMo, shall employ an undocumented worker, as defined by the federal Immigration Reform and Control Act of 1986. In the event that any such producer employs an undocumented worker, all grant monies received under section 142.028, RSMo, shall terminate and the producer in question shall not be eligible for future grants for a period of three years from the state under section 142.028, RSMo."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 6

AMEND Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1270 & 1027, Page 4, Section 414.255, Line 119, by inserting immediately after all of said line the following:

"Section 1. The provisions of chapter 290, RSMo, shall apply to any Missouri qualified fuel ethanol producer, as defined in section 142.028, RSMo, who receives a grant from the state under section 142.028, RSMo."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

COMMUNICATIONS

April 25, 2006

Mr. Stephen Davis
Chief Clerk
Missouri House of Representatives

Dear Mr. Davis:

I am writing this letter to inform you that Representative Ed Robb has been removed from the Conference Committees on **SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013** and Representative Steve Hobbs will be replacing him.

Thank you for your assistance in this matter. Please feel free to contact my office if I can be of assistance.

Sincerely,

/s/ Rod Jetton

April 25, 2006

Mr. Stephen Davis
Chief Clerk
Missouri House of Representatives

Dear Mr. Davis:

I am writing this letter to inform you that Representative Steve Hobbs has been removed from the Conference Committees on **SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013** and Representative Ed Robb will be replacing him.

Thank you for your assistance in this matter. Please feel free to contact my office if I can be of assistance.

Sincerely,

/s/ Rod Jetton

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, April 26, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on the motion to truly agree to and finally pass SCS SB 630 as recorded in the House Journal for Tuesday, April 25, 2006 showing that I voted "no" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 25th day of April 2006.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 25th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kathlyn Fares, District 91, hereby state and affirm that my vote as recorded on Page 1198 of the House Journal for Monday, April 24, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 25th day of April 2006.

/s/ Kathlyn Fares
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 25th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 25th day of April 2006.

[illegible]

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 25th day of April 2006.

State of Missouri)
County of Cole) ss.

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 25th day of April 2006.

[illegible]

Subscribed and sworn to before me this 25th day of April in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

CHILDREN AND FAMILIES

Wednesday, April 26, 2006, 8:30 a.m. Hearing Room 7.

Executive session may follow.

Public hearings to be held on: SS SCS SB 1229, SS SB 596

CONFERENCE COMMITTEE - APPROPRIATIONS

Wednesday, April 26, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

Public hearings to be held on: SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013

CONFERENCE COMMITTEE - APPROPRIATIONS

Thursday, April 27, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

Public hearings to be held on: SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013

CONFERENCE COMMITTEE - APPROPRIATIONS

Friday, April 28, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

Public hearings to be held on: SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 26, 2006, 6:00 p.m. Hearing Room 1.

Executive session may follow.

Public hearings to be held on: SS SCS SB 976, SB 1107, SCR 29

CONSERVATION AND NATURAL RESOURCES

Thursday, April 27, 2006, House Chamber side gallery upon morning adjournment.

Executive session.

ELECTIONS

Thursday, April 27, 2006, 8:00 a.m. Hearing Room 3.
Executive session may follow.
Public hearing to be held on: SS#2 SCS SBs 1014 & 730

FISCAL REVIEW

Wednesday, April 26, 2006, 9:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow.

FISCAL REVIEW

Thursday, April 27, 2006, 9:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow.

HEALTH CARE POLICY

Thursday, April 27, 2006, 8:00 a.m. Hearing Room 7.
Executive session. Amended notice #2. AMENDED
Public hearings to be held on: SCS SBs 567 & 792, SCS SBs 1239 & 1091

INSURANCE POLICY

Wednesday, April 26, 2006, Hearing Room 3 upon morning recess.
Executive session may follow. Amended notice #2. AMENDED
Public hearings to be held on: SB 1103, SS SCS SB 953, SS SCS SB 895, SCS SBs 905 & 910

JOINT COMMITTEE ON ECONOMIC DEVELOPMENT, POLICY & PLANNING

Wednesday, April 26, 2006, 12:00 p.m. Hearing Room 4.
Consideration of Kansas City Enhanced Enterprise Zone extension.

LOCAL GOVERNMENT

Thursday, April 27, 2006, 8:30 a.m. Hearing Room 6.
Executive session will follow.
Public hearings to be held on: SB 874, SB 1102

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 26, 2006, 1:00 p.m. Hearing Room 1.
No Executive session.
Public hearings to be held on: HB 1758, SCS SB 798

RULES [PURSUANT TO RULE 25(26)(f)]

Wednesday, April 26, 2006, 6:00 p.m. Hearing Room 7.
Committee will convene upon afternoon adjournment or 6:00 p.m., which ever comes first.
AMENDED
Public hearings to be held on: HCS HB 1089, HCS HB 1751,
HCS SCS SB 925, HCS SS SCS SB 894, SB 643, HCS SS SCS SB 912

SENIOR CITIZEN ADVOCACY

Thursday, April 27, 2006, 8:15 a.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: SCS SB 616

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Thursday, April 27, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: SCS SB 1081, SS SCS SB 1236

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, May 2, 2006, 9:30 a.m. House Chamber side gallery.

Executive session only.

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Wednesday, April 26, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session may be held. AMENDED

Public hearing to be held on: HB 2049

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Tuesday, May 2, 2006, 12:00 p.m. Hearing Room 5.

No Executive session.

Public hearing to be held on: SS SCS SBs 1210, 1244 & 844

TRANSPORTATION

Wednesday, April 26, 2006, 8:00 a.m. Hearing Room 1.

Executive session will follow.

Committee will return upon morning recess if needed.

Location to be announced.

Public hearings to be held on: HCR 48, SB 938, SS SCS SB 969, SCS SB 961

TRANSPORTATION

Thursday, April 27, 2006, House Chamber side gallery upon afternoon adjournment.

Executive session.

UTILITIES

Wednesday, April 26, 2006, Hearing Room 5 upon morning recess.

Executive session. AMENDED

Public hearing to be held on: SB 1037

WAYS AND MEANS

Wednesday, April 26, 2006, Hearing Room 6 upon morning recess.

Possible Executive session. AMENDED

Public hearings to be held on: HB 2013, SCS SB 1140

WORKFORCE DEVELOPMENT AND WORKPLACE SAFETY

Wednesday, April 26, 2006, 12:00 p.m. Hearing Room 7.

Executive session may follow.

Public hearing to be held on: HB 2154

HOUSE CALENDAR

SIXTY-SECOND DAY, WEDNESDAY, APRIL 26, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HJR 55 - Lipke

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HCS HB 1137 - Darrough
- 12 HB 1412 - Portwood
- 13 HCS HB 1928 - Ervin
- 14 HCS HB 1939 - Hunter
- 15 HCS HB 1607 - Schneider
- 16 HCS HB 1036 - Sander
- 17 HCS HB 1347 - Myers
- 18 HB 1536 - Schaaf
- 19 HCS HB 1761 - Loehner
- 20 HB 1885 - Behnen
- 21 HB 1975 - Cunningham (145)
- 22 HB 1423 - Page
- 23 HCS HB 1082 - Dempsey
- 24 HB 1560 - Bearden
- 25 HB 1642 - Cunningham (145)
- 26 HB 1704, HCA 1 - St. Onge
- 27 HCS HB 1749 - Cooper (120)
- 28 HCS HB 1814 - Nieves
- 29 HCS HB 1970 - Munzlinger

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- 30 HB 2038 - Moore
- 31 HCS HB 1651 & 1608 - Yates
- 32 HB 1930 - Hubbard
- 33 HB 2111 - Hubbard
- 34 HCS HB 1868 - Faith
- 35 HCS HB 2040 - Richard
- 36 HB 1537 - Schaaf
- 37 HCS HB 2047 - Johnson (47)
- 38 HCS#2 HB 2008, 1218 & 1062 - Muschany
- 39 HB 1946 - El-Amin
- 40 HB 1184 - Stevenson
- 41 HCS HB 1340, 1549, 1918 & 1998 - Schlottach

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1660 & 1269, as amended - Behnen
- 3 HCS HB 1620 - Sutherland
- 4 HCS HB 1141 - Jackson
- 5 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 6 HB 1499, as amended - May
- 7 HCS HB 1080, HA 1, pending - Schaaf

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 27, (4-20-06, Page 1176) - Burnett

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SB 900 - Moore
- 2 SCS SB 1117 - Bruns
- 3 SB 558 - Rector
- 4 HCS SB 725 - Johnson (47)
- 5 SCS SB 749 - Ruestman
- 6 HCS SB 819 - Emery
- 7 SB 828 - Behnen
- 8 SB 871 - Daus
- 9 HCS SB 893 - Emery
- 10 SCS SB 934 - Tilley

11 SB 1016, E.C. - Schneider
12 SB 1020 - Moore
13 SB 1056 - Sutherland
14 SB 1094 - Wright (137)
15 SB 1155 - Tilley
16 SB 1177 - Dusenberg
17 SB 1207 - Black
18 SCS SB 580 - Baker (123)
19 SB 612, E.C. - Tilley
20 SB 618 - Baker (123)
21 SCS SB 650, E.C. - Dixon
22 SCS SBs 667, 704, 941, 956 & 987 - St. Onge
23 HCS SB 712, E.C. - Bruns
24 SCS SB 747 - Bearden
25 HCS SCS SB 756 - Behnen
26 HCS SCS SB 769, E.C. - Wright (159)
27 SB 785 - Roorda
28 SCS SB 830 - Silvey
29 HCS SB 834 - Wilson (130)
30 SB 845 - Johnson (90)
31 SCS SB 870, E.C. - Cooper (158)
32 SB 881 - Robinson
33 SB 919 - Rector
34 SB 931 - Parson
35 SB 964 - Jackson
36 SB 990, HCA 1 - Bruns
37 SCS#2 SB 1003, E.C. - Bruns
38 HCS SB 1045 - Stevenson
39 SB 1057 - Behnen
40 SCS SB 1059 - Roorda
41 SCS SB 1060 - Jackson
42 SB 1085 - Cooper (155)
43 HCS SCS SB 1086, E.C. - Kratky
44 HCS SCS SB 1122 - Schaaf
45 SB 1139 - Yaeger
46 SB 1146 - Pratt
47 HCS SB 1165 - Bivins
48 SB 1189 - Dempsey
49 SB 1197 - Viebrock
50 SB 1208 - Pratt
51 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

1 HCS SCS SB 614 - Sutherland
2 SB 766 - Bruns
3 SB 818 - Smith (118)

- 4 HCS SCS SB 666 - Bruns
- 5 HCS SCS SB 773, (Fiscal Review 4-25-06) - Fisher
- 6 HCS SCS SB 878 - Stevenson
- 7 SCS SB 1026 - Day
- 8 HCS SCS SB 1048 - Schaaf
- 9 HCS SB 629 - Faith
- 10 HCS SB 697 - St. Onge
- 11 HCS SB 840 - St. Onge
- 12 HCS SS SCS SBs 872, 754 & 669, (Fiscal Review 4-24-06) - St. Onge
- 13 HCS SB 980 - Moore
- 14 SCS SB 1008 - Myers
- 15 HCS SB 1017, (Fiscal Review 4-25-06) - Loehner
- 16 HCS SB 1084, E.C. - Scharnhorst
- 17 HCS SS SB 696 - Richard
- 18 SB 726 - May
- 19 HCS SB 837 - Yates
- 20 HCS SS#2 SCS SB 583 - Lembke
- 21 SB 778 - Cooper (155)
- 22 SB 779 - Harris (110)
- 23 SB 822, E.C. - Sater
- 24 HCS SS SCS SB 892 - Cunningham (145)
- 25 HCS SB 908 - St. Onge
- 26 HCS SCS SB 1064 - St. Onge
- 27 HCS SB 735 - Pratt
- 28 SB 1101 - Schlottach
- 29 HCS SCS SB 1175 - Nance
- 30 SCS SB 1221 - Wasson

HOUSE BILL WITH SENATE AMENDMENTS

SCS HCS HB 1270 & 1027, as amended - Behnen

BILLS IN CONFERENCE

- 1 SCS HB 1001 - Icet
- 2 SCS HCS HB 1002 - Icet
- 3 SCS HCS HB 1003 - Icet
- 4 SCS HCS HB 1004 - Icet
- 5 SCS HCS HB 1005 - Icet
- 6 SCS HCS HB 1006 - Icet
- 7 SCS HCS HB 1007 - Icet
- 8 SCS HB 1008 - Icet
- 9 SCS HB 1009 - Icet
- 10 SCS HCS HB 1010 - Icet
- 11 SCS HCS HB 1011 - Icet
- 12 SCS HCS HB 1012 - Icet
- 13 SCS HB 1013 - Icet

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon

HOUSE RESOLUTION

HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTY-SECOND DAY, WEDNESDAY, APRIL 26, 2006

The House met pursuant to adjournment.

Representative Cooper (120) in the Chair.

Prayer by Reverend James Earl Jackson.

Blessed be the Lord, who is our rock. You give us strength and skill for each day's encounter.

O Lord, who are we that You even notice us? For we are but a breath; our days are like a passing shadow. Yet You continue to shower us with Your goodness and mercy. You are our fortress, our tower of strength and safety.

When we feel overwhelmed, frustrated and anxious, You alone know which way we ought to turn for relief.

We are very much aware that our words and actions are far reaching: touching every man, woman, and child in our state. So we choose our words and actions wisely. We do not proceed as the naive or the brash, but with wisdom: listening attentively to You.

Now may the Lord of Peace Himself give us peace always in every way. The Lord be with us all.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Jake Burt, Abby Clutter, Chandra Eppenauer, Melissa Fletcher, Madeleine Marie Biggs, Brody David Smith, Emma Faith Lingle, Erik Michael Stryshak, Juliana Lynn Kehoe, Austin Dunn Lamkin, Anzori Misabishvili, Seitek Kulmamatov, Iryna Brunova and Jasmin Klepper.

The Journal of the sixty-first day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2644

through

House Resolution No. 2671 - Representative Black

House Resolution No. 2672 - Representative Spreng

House Resolution No. 2673 - Representative Kuessner

House Resolution No. 2674

and

House Resolution No. 2675 - Representative Loehner

House Resolution No. 2676 - Representative Fares

House Resolution No. 2677 - Representative Munzlinger
House Resolution No. 2678 - Representative Baker (123)
House Resolution No. 2679 - Representative Harris (23), et al.
House Resolution No. 2680 - Representative McGhee
House Resolution No. 2681
through
House Resolution No. 2708 - Representative Black
House Resolution No. 2709 - Representative Shoemyer

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS SBs 872, 754 & 669** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

SPECIAL RECOGNITION

Everet Baker was introduced by Representative Baker (123) and recognized as an Outstanding Missourian.

THIRD READING OF SENATE BILL

HCS SB 837, relating to insurance board membership, was taken up by Representative Yates.

On motion of Representative Yates, **HCS SB 837** was adopted.

On motion of Representative Yates, **HCS SB 837** was read the third time and passed by the following vote:

AYES: 131

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Boykins
Brown 50	Bruns	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	Guest	Harris 23	Haywood	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	May	McGhee	Meadows
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce

Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Roorda	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Spreng	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Wood	Wright 159	Wright-Jones	Yates	Young
Mr Speaker				

NOES: 021

Bland	Bowman	Bringer	Burnett	Darrough
Donnelly	Frame	Harris 110	Henke	Kuessner
Low 39	Lowe 44	Oxford	Robinson	Rucker
Shoemyer	Vogt	Wildberger	Witte	Yaeger
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Brooks	Brown 30	Corcoran	George
Marsh	Meiners	Moore	Roark	Walsh
Wright 137				

Representative Cooper (120) declared the bill passed.

PERFECTION OF HOUSE BILLS

HB 1423, relating to securities regulations, was taken up by Representative Page.

On motion of Representative Page, **HB 1423** was ordered perfected and printed.

HCS HB 1036, relating to video instructional materials, was taken up by Representative Sander.

On motion of Representative Sander, **HCS HB 1036** was adopted.

On motion of Representative Sander, **HCS HB 1036** was ordered perfected and printed.

HCS HB 1347, relating to higher education course requirements, was taken up by Representative Myers.

Representative Schoemehl offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1347, Page 2, Section 177.011, Line 20, by inserting immediately after the numeral “(1)” the following:

“Beginning with first-time freshmen who enroll on or after August 28, 2007,”; and

Further amend said bill, section, and page, Line 35, by adding after all of said line the following:

“(3) The coordinating board may promulgate rules to implement the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This subsection and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schoemehl, **House Amendment No. 1** was adopted.

On motion of Representative Myers, **HCS HB 1347, as amended**, was adopted.

On motion of Representative Myers, **HCS HB 1347, as amended**, was ordered perfected and printed.

HCS HB 1137, relating to alternative fuel and vehicles, was taken up by Representative Darrough.

Representative Darrough offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1137, Page 2, Section 640.8030, Line 5, by inserting after the word **“industry,”** the following:

“one member from the fuel marketer/retailer industry,”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Darrough, **House Amendment No. 1** was adopted.

On motion of Representative Darrough, **HCS HB 1137, as amended**, was adopted.

On motion of Representative Darrough, **HCS HB 1137, as amended**, was ordered perfected and printed.

HB 1536, relating to lead abatement, was taken up by Representative Schaaf.

Representative Schaaf offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1536, Page 3, Section 701.337, Line 1, by inserting before said line the following:

“8. The director is authorized to issue administrative consent orders in the settlement of any proceeding brought under this section.”; and

Further amend said bill, Page 3, Section 701.337, Line 14, by inserting before the word “repayments” the following:

“settlement proceeds received by the director pursuant to subsection 8 of section 701.317, RSMo.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schaaf, **House Amendment No. 1** was adopted.

On motion of Representative Schaaf, **HB 1536, as amended**, was ordered perfected and printed.

HCS HB 1761, relating to surface mining and excavation, was taken up by Representative Loehner.

HCS HB 1761 was laid over.

HB 1885, relating to the Real Estate Appraisers Commission, was taken up by Representative Behnen.

On motion of Representative Behnen, **HB 1885** was ordered perfected and printed.

HCS HB 1082, relating to health care liens, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **HCS HB 1082** was adopted.

On motion of Representative Dempsey, **HCS HB 1082** was ordered perfected and printed.

HOUSE BILL WITH SENATE AMENDMENTS

SCS HCS HBs 1270 & 1027, as amended, relating to ethanol-blended fuel, was taken up by Representative Behnen.

Representative Behnen moved that the House refuse to adopt **SCS HCS HBs 1270 & 1027, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

PERFECTION OF HOUSE BILLS

HB 1704, with House Committee Amendment No. 1, relating to proof of lawful presence, was taken up by Representative St. Onge.

On motion of Representative St. Onge, **House Committee Amendment No. 1** was adopted.

HB 1704, as amended, was laid over.

HCS HB 1970, relating to the damage of field crop products, was taken up by Representative Munzlinger.

On motion of Representative Munzlinger, **HCS HB 1970** was adopted.

On motion of Representative Munzlinger, **HCS HB 1970** was ordered perfected and printed.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2710

through

House Resolution No. 2713 - Representative Schoemehl

House Resolution No. 2714 - Representative Villa

House Resolution No. 2715 - Representative Bivins

House Resolution No. 2716

and

House Resolution No. 2717 - Representative Fares

House Resolution No. 2718

through

House Resolution No. 2720 - Representative Lipke

House Resolution No. 2721 - Representative Wasson

House Resolution No. 2722

through

House Resolution No. 2725 - Representative Quinn

House Resolution No. 2726 - Representative Baker (25)

House Resolution No. 2727

and

House Resolution No. 2728 - Representative Cooper (158)

House Resolution No. 2729

through

House Resolution No. 2731 - Representative Guest

House Resolution No. 2732
 through
 House Resolution No. 2745 - Representative Smith (118)
 House Resolution No. 2746
 through
 House Resolution No. 2791 - Representative Hobbs
 House Resolution No. 2792 - Representative Cooper (158)

SPECIAL RECOGNITION

Judge Ellen S. Roper was introduced by Representative Robb and recognized as an Outstanding Missourian.

PERFECTION OF HOUSE BILL

HCS HB 1814, relating to language of official proceedings, was taken up by Representative Nieves.

Representative Richard assumed the Chair.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Guest
Hobbs	Hunter	Icet	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Loehner	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 048

Aull	Baker 25	Bland	Bowman	Bringer
Brown 50	Burnett	Casey	Chappelle-Nadal	Corcoran
Curls	Darrough	Daus	Donnelly	El-Amin
Fraser	George	Harris 110	Haywood	Hoskins

Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	Liese	Low 39
Lowe 44	Meadows	Meiners	Oxford	Robinson
Roorda	Rucker	Salva	Schoemehl	Skaggs
Villa	Vogt	Walton	Wildberger	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 012

Bogetto	Boykins	Brooks	Dake	Dougherty
Harris 23	Henke	LeVota	Page	Shoemyer
Storch	Whorton			

ABSENT WITH LEAVE: 008

Bean	Brown 30	Marsh	Schneider	Spreng
Swinger	Wagner	Walsh		

On motion of Representative Nieves, **HCS HB 1814** was adopted.

On motion of Representative Nieves, **HCS HB 1814** was ordered perfected and printed.

THIRD READING OF SENATE BILL

HCS SCS SB 666, relating to fire protection, was taken up by Representative Brunns.

Representative Brunns offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, Section 320.336, Page 3, Line 3, by deleting the word “**or**” in the third instance; and

Further amend said section, said page, Line 4, by inserting immediately after the word “**firefighter**” the following:

“, **Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team**”; and

Further amend said section, said page, Line 6, by inserting immediately after the word “**firefighter**” in the first instance the following:

“, **a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team**”; and

Further amend said line, by inserting immediately after the word “**firefighter**” in the second instance the following:

“, **a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team**”; and

Further amend said section, said page, Line 10, by inserting immediately after the word “**firefighter**” the following:

“, a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team”; and

Further amend said section, said page, Line 12, by inserting immediately after the word “**firefighter**” the following:

“, a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or a member of Urban Search and Rescue Team”; and

Further amend said section, said page, Line 13, by inserting immediately after the word “**firefighter**” the following:

“, a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team”; and

Further amend said section, said page, Line 15, by inserting immediately after the word “**firefighter**” the following:

“a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team”; and

Further amend said section, said page, Line 17, by inserting immediately after the word “**department**” the following:

“or the commander of Missouri-1 Disaster Medical Assistance Team”; and

Further amend said section, said page, Line 19, by inserting immediately after the word “**firefighter**” the following:

“, or a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team”; and

Further amend said section, said page, Line 21, by inserting immediately after the word “**firefighter**” the following:

“, or a member of Missouri-1 Disaster Medical Assistance Team, Missouri Task Force One or Urban Search and Rescue Team”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brun, **House Amendment No. 1** was adopted.

Representative Brun offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, Page 4, Section 320.339, Line 8, by inserting after all of said line the following:

"537.135. 1. For the purposes of this section, "emergency personnel" means a firefighter, peace officer, or emergency medical personnel.

2. In addition to any other right of action or recovery otherwise available under law, any emergency personnel who suffers any injury, disease, or death while in the lawful discharge of his or her official duties, caused directly by another's reckless, malicious, or negligent act, may seek recovery and damages from such other person.

3. The provisions of this section shall not apply to the acts or omissions of such emergency personnel's employer or co-employees, as provided for under Missouri workers' compensation law, nor shall this section in any other way alter or amend Missouri workers' compensation law."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Bruns, **House Amendment No. 2** was adopted.

Representative Portwood offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, Page 2, Section 320.200, Line 24, by inserting after said line the following:

"320.201. No public or private employer may terminate an employee who is a firefighter and a member as defined in section 87.120 with seven or more years of service if such member resides outside of the boundaries of any school district that has been designated as unaccredited for at least one year or provisionally accredited for four or more consecutive years in any ten year period."

Representative Wildberger offered **House Amendment No. 1 to House Amendment No. 3**.

Representative Burnett raised a point of order that **House Amendment No. 1 to House Amendment No. 3** is not a true amendment to the amendment.

Representative Richard requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Portwood, **House Amendment No. 3** was adopted by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Brown 50
Bruns	Burnett	Chinn	Cooper 120	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Dake	Day
Deeken	Dempsey	Denison	Dixon	Dougherty
Dusenberg	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Harris 23	Harris 110
Hughes	Hunter	Ice	Jackson	Johnson 90
Jones	Kelly	Kingery	Kraus	Lager
Lembke	LeVota	Loehner	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parson
Phillips	Pollock	Portwood	Pratt	Quinn
Roark	Robb	Roorda	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Self	Shoemyer	Silvey

Smith 14	Smith 150	Stevenson	St. Onge	Storch
Threlkeld	Tilley	Viebrock	Wallace	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Young	Mr Speaker

NOES: 053

Aull	Baker 25	Bivins	Black	Bland
Bowman	Boykins	Bringer	Casey	Chappelle-Nadal
Cooper 155	Curls	Darrough	Daus	Davis
Dethrow	Donnelly	El-Amin	Emery	Frame
George	Haywood	Henke	Hobbs	Hoskins
Hubbard	Johnson 47	Johnson 61	Kratky	Kuessner
Lampe	Liese	Lipke	Low 39	Oxford
Pearce	Richard	Robinson	Schneider	Schoemehl
Skaggs	Smith 118	Spreng	Sutherland	Swinger
Villa	Vogt	Walton	Wasson	Witte
Wright-Jones	Yaeger	Zweifel		

PRESENT: 007

Bogetto	Brooks	Fraser	Jolly	Lowe 44
Rucker	Whorton			

ABSENT WITH LEAVE: 008

Bean	Brown 30	Marsh	Page	Parker
Rector	Wagner	Walsh		

Representative Ruestman offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, Section A, Page 1, Line 3, by inserting immediately after all of said line the following:

“135.610. 1. For all tax years beginning on or after January 1, 2006, any taxpayer who is a volunteer firefighter in this state shall be allowed a credit against the tax otherwise due under chapter 143, RSMo, excluding withholding tax imposed by sections 143.191 to 143.265, RSMo.

2. The credit authorized in this section shall be claimed as follows:

(1) The taxpayer may claim a credit in the amount of one hundred eighty dollars in the first tax year the taxpayer claims the credit if the taxpayer has completed at least twelve hours of any firefighter training program approved by the office of the state fire marshal before or in the tax year for which the credit is claimed. The taxpayer may claim the credit authorized in this subdivision in each subsequent tax year if the taxpayer completes at least twelve hours of any firefighter training program approved by the office of the state fire marshal in such subsequent tax year;

(2) After the initial tax credit is claimed under subdivision (1) of this subsection and the taxpayer has completed at least thirty hours of any firefighter training program approved by the office of the state fire marshal, the taxpayer may claim a credit in the amount of three hundred sixty dollars in each tax year if the taxpayer has completed at least twelve hours of firefighter training program approved by the office of the state fire marshal in the tax year the taxpayer claims the credit under this subdivision and has within the previous five years received at least twelve hours of training, to include but not limited to the following areas:

- (a) Hazardous materials;**
- (b) Incident management systems; and**
- (c) Weapons of mass destruction.**

3. The state fire marshal may develop or approve existing training programs for volunteer firefighters, may establish procedures for providing documentation that the taxpayer is a volunteer firefighter in good standing with a registered fire department, as required in chapter 320, RSMo, and has completed the training requirements in this section, and may promulgate rules to implement the provisions of this section.

4. The tax credit allowed by this section shall be claimed by the qualified taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143, RSMo, after all other credits provided by law have been applied. If the amount of the tax credit exceeds the taxpayer's tax liability, the difference shall not be refundable but may be carried forward to any of the taxpayer's four subsequent taxable years.

5. The director of revenue shall establish the procedure by which the tax credit in this section may be claimed, and shall promulgate rules to implement the provisions of this section.

6. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

7. Pursuant to section 23.253, RSMo, of the Missouri Sunset Act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Skaggs raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

Representative Richard requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

On motion of Representative Ruestman, **House Amendment No. 4** was adopted.

Representative Parson offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, Page 4, Section 320.339, Line 8, by inserting after all of said line the following:

"Section 1. Notwithstanding any other provision of law to the contrary, any firefighter employed by a municipal fire department or a fire protection district shall be prohibited from campaigning for any issue or candidate while he or she is in official department uniform."; and

Further amend the title and enacting clause accordingly.

HCS SCS SB 666, as amended, with House Amendment No. 5, pending, was laid over.

PERFECTION OF HOUSE JOINT RESOLUTION

HJR 55, relating to compensation of public officials, was taken up by Representative Lipke.

Representative Lipke offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Joint Resolution No. 55, Section 3, Page 4, Line 94, by inserting immediately after the number “12.” the following:

“Beginning January 1, 2007,”; and

Further amend said page, Lines 98-99, by deleting all of said lines and inserting in lieu thereof:

“13. No compensation schedule filed by the commission after the effective date of this subsection shall take effect for members of the general assembly until January 1, 2009.”; and

Further amend Section B, Page 4, Line 8, by deleting the word “solely”; and

Further amend said line, by inserting immediately after the word “commission” the following:

“subject to voter referendum”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lipke, **House Amendment No. 1** was adopted.

HJR 55, as amended, was laid over.

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

HCS SB 1124 - Fiscal Review (Fiscal Note)

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Myers reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SCS SCR 24**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SCR 31**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE CONCURRENT RESOLUTION NO. 31

WHEREAS, Missouri's long-standing agriculture tradition continues to thrive and contribute to our economy and to our families; and

WHEREAS, the state of Missouri has maintained a robust and lucrative agriculture culture, frequently ranking in the top ten among states with regard to the number of operating farms, hay, cotton, and corn production, cattle, hog and turkey production, and more; and

WHEREAS, the economic benefits from these agricultural operations are profoundly important to our communities, to our state, and to our nation; and

WHEREAS the farm family is the backbone of our state, as we, a legislative body, do swear to uphold and promote our farming community and protect the freedoms we share; and

WHEREAS, with the introduction of the Missouri Animal ID Program, a coordinated effort between the Missouri Department of Agriculture and the United States Department of Agriculture (USDA), the issues of food security and personal freedom became a reality for Missouri agriculture producers; and

WHEREAS, the USDA National Animal Identification System (NAIS) is currently and should remain a voluntary program with regard to animal identification programs and marketing practices; and

WHEREAS, the members of the Missouri General Assembly oppose such animal identification programs being mandatory:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Third General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the United States Department of Agriculture to continue the National Animal Identification System program as a voluntary program to allow agricultural families to direct their own future; and

BE IT FURTHER RESOLVED that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for the United States Department of Agriculture and the Missouri Department of Agriculture.

Committee on Children and Families, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **SS SCS SB 1229**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 1023**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SS SCS SB 1041**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Elections, Chairman May reporting:

Mr. Speaker: Your Committee on Elections, to which was referred **SB 689**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 938**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1339**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 932**, and requests the House to recede from its position and failing to do so, grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SBs 1001, 896 & 761, as amended**, and requests the House to recede from its position and failing to do so, grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1250**, entitled:

An act to repeal sections 172.360, 174.130, 178.635, 178.780, and 285.025, RSMo, and to enact in lieu thereof twelve new sections relating to illegal aliens.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, April 27, 2006.

COMMITTEE MEETINGS

CONFERENCE COMMITTEE - APPROPRIATIONS

Thursday, April 27, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

Public hearings to be held on: SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013

CONFERENCE COMMITTEE - APPROPRIATIONS

Friday, April 28, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

Public hearings to be held on: SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013

CONSERVATION AND NATURAL RESOURCES

Thursday, April 27, 2006, House Chamber side gallery upon morning adjournment.

Executive session.

ELECTIONS

Thursday, April 27, 2006, 8:00 a.m. Hearing Room 3.

Executive session may follow.

Public hearing to be held on: SS#2 SCS SBs 1014 & 730

FINANCIAL INSTITUTIONS

Thursday, April 27, 2006, 9:45 a.m. House Chamber side gallery.

Executive session.

Public hearing to be held on: HB 2035

FISCAL REVIEW

Thursday, April 27, 2006, 9:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

HEALTH CARE POLICY

Thursday, April 27, 2006, 8:00 a.m. Hearing Room 7.

Executive session. Amended notice #2. AMENDED

Public hearings to be held on: SCS SBs 567 & 792, SCS SBs 1239 & 1091

JOINT COMMITTEE ON TAX POLICY

Monday, May 1, 2006, 1:00 p.m. Hearing Room 1.

Department of Insurance, Examination and Tax Credit.

LOCAL GOVERNMENT

Thursday, April 27, 2006, 8:30 a.m. Hearing Room 6.

Executive session will follow.

Public hearings to be held on: SB 874, SB 1102

RULES

Thursday, April 27, 2006, Hearing Room 7 upon morning adjournment.

Executive session may follow.

Public hearings to be held on: HCR 7, HR 558, HR 2439

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, April 27, 2006, Hearing Room 7 upon morning adjournment.

Public hearings to be held on: HCR 23, HCS HJR 31, HCS SS SCS SB 832

SENIOR CITIZEN ADVOCACY

Thursday, April 27, 2006, 8:15 a.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: SCS SB 616

SPECIAL COMMITTEE ON ENERGY AND ENVIRONMENT

Thursday, April 27, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearings to be held on: SCS SB 1081, SS SCS SB 1236

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, May 2, 2006, 9:30 a.m. House Chamber side gallery.

Executive session only.

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Tuesday, May 2, 2006, 12:00 p.m. Hearing Room 5.

No Executive session.

Public hearing to be held on: SS SCS SBs 1210, 1244 & 844

TRANSPORTATION

Thursday, April 27, 2006, House Chamber side gallery upon afternoon adjournment.

Executive session.

HOUSE CALENDAR

SIXTY-THIRD DAY, THURSDAY, APRIL 27, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HJR 55, as amended - Lipke

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)

- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter
- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge
- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HB 1651 & 1608 - Yates
- 23 HB 1930 - Hubbard
- 24 HB 2111 - Hubbard
- 25 HCS HB 1868 - Faith
- 26 HCS HB 2040 - Richard
- 27 HB 1537 - Schaaf
- 28 HCS HB 2047 - Johnson (47)
- 29 HCS#2 HB 2008, 1218 & 1062 - Muschany
- 30 HB 1946 - El-Amin
- 31 HB 1184 - Stevenson
- 32 HCS HB 1340, 1549, 1918 & 1998 - Schlottach
- 33 HCS HB 1968 - Zweifel
- 34 HCS HB 1147 - Bivins
- 35 HCS HB 1465 - Hunter
- 36 HCS HB 1600 - Viebrock
- 37 HCS HB 1730 - Schlottach

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1660 & 1269, as amended - Behnen
- 3 HCS HB 1620 - Sutherland
- 4 HCS HB 1141 - Jackson
- 5 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 6 HB 1499, as amended - May
- 7 HCS HB 1080, HA 1, pending - Schaaf

HOUSE CONCURRENT RESOLUTION FOR THIRD READING

HCR 27, (4-20-06, Page 1176) - Burnett

HOUSE BILLS FOR THIRD READING

- 1 HCS HB 1075 - Davis
- 2 HB 1423 - Page
- 3 HCS HB 1036 - Sander
- 4 HCS HB 1347 - Myers
- 5 HCS HB 1137 - Darrough
- 6 HB 1536 - Schaaf
- 7 HB 1885 - Behnen
- 8 HCS HB 1082 - Dempsey
- 9 HCS HB 1970 - Munzlinger
- 10 HCS HB 1814 - Nieves

SENATE BILL FOR SECOND READING

SCS SB 1250

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 31, (4-24-06, Pages 1206-1207) - Fraser

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SB 900 - Moore
- 2 SCS SB 1117 - Bruns
- 3 SB 558 - Rector
- 4 HCS SB 725 - Johnson (47)
- 5 SCS SB 749 - Ruestman
- 6 HCS SB 819 - Emery
- 7 SB 828 - Behnen
- 8 SB 871 - Daus
- 9 HCS SB 893 - Emery
- 10 SCS SB 934 - Tilley
- 11 SB 1016, E.C. - Schneider
- 12 SB 1020 - Moore
- 13 SB 1056 - Sutherland
- 14 SB 1094 - Wright (137)
- 15 SB 1155 - Tilley
- 16 SB 1177 - Dusenberg
- 17 SB 1207 - Black
- 18 SCS SB 580 - Baker (123)
- 19 SB 612, E.C. - Tilley

- 20 SB 618 - Baker (123)
- 21 SCS SB 650, E.C. - Dixon
- 22 SCS SBs 667, 704, 941, 956 & 987 - St. Onge
- 23 HCS SB 712, E.C. - Bruns
- 24 SCS SB 747 - Bearden
- 25 HCS SCS SB 756 - Behnen
- 26 HCS SCS SB 769, E.C. - Wright (159)
- 27 SB 785 - Roorda
- 28 SCS SB 830 - Silvey
- 29 HCS SB 834 - Wilson (130)
- 30 SB 845 - Johnson (90)
- 31 SCS SB 870, E.C. - Cooper (158)
- 32 SB 881 - Robinson
- 33 SB 919 - Rector
- 34 SB 931 - Parson
- 35 SB 964 - Jackson
- 36 SB 990, HCA 1 - Bruns
- 37 SCS#2 SB 1003, E.C. - Bruns
- 38 HCS SB 1045 - Stevenson
- 39 SB 1057 - Behnen
- 40 SCS SB 1059 - Roorda
- 41 SCS SB 1060 - Jackson
- 42 SB 1085 - Cooper (155)
- 43 HCS SCS SB 1086, E.C. - Kratky
- 44 HCS SCS SB 1122 - Schaaf
- 45 SB 1139 - Yaeger
- 46 SB 1146 - Pratt
- 47 HCS SB 1165 - Bivins
- 48 SB 1189 - Dempsey
- 49 SB 1197 - Viebrock
- 50 SB 1208 - Pratt
- 51 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 HCS SCS SB 614 - Sutherland
- 2 SB 766 - Bruns
- 3 SB 818 - Smith (118)
- 4 HCS SCS SB 666, as amended, HA 5, pending - Bruns
- 5 HCS SCS SB 773, (Fiscal Review 4-25-06) - Fisher
- 6 HCS SCS SB 878 - Stevenson
- 7 SCS SB 1026 - Day
- 8 HCS SCS SB 1048 - Schaaf
- 9 HCS SB 629 - Faith
- 10 HCS SB 697 - St. Onge
- 11 HCS SB 840 - St. Onge
- 12 HCS SS SCS SBs 872, 754 & 669 - St. Onge

- 13 HCS SB 980 - Moore
- 14 SCS SB 1008 - Myers
- 15 HCS SB 1017, (Fiscal Review 4-25-06) - Loehner
- 16 HCS SB 1084, E.C. - Scharnhorst
- 17 HCS SS SB 696 - Richard
- 18 SB 726 - May
- 19 HCS SS#2 SCS SB 583 - Lembke
- 20 SB 778 - Cooper (155)
- 21 SB 779 - Harris (110)
- 22 SB 822, E.C. - Sater
- 23 HCS SS SCS SB 892 - Cunningham (145)
- 24 HCS SB 908 - St. Onge
- 25 HCS SCS SB 1064 - St. Onge
- 26 HCS SB 735 - Pratt
- 27 SB 1101 - Schlottach
- 28 HCS SCS SB 1175 - Nance
- 29 SCS SB 1221 - Wasson
- 30 HCS SS SCS SB 590 - Kingery
- 31 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 32 HCS SS SCS SB 825 - Pearce
- 33 HCS SCS SB 915 - Rector
- 34 HCS SB 951 - Nance
- 35 HCS SB 1002 - Black
- 36 SS SB 1066 - Rector
- 37 HCS SB 1124, (Fiscal Review 4-26-06) - Behnen

BILLS CARRYING REQUEST MESSAGES

- 1 SCS HCS HB 1270 & 1027, as amended
(request Senate recede/grant conference) - Behnen
- 2 HCS SCS SBs 1001, 896 & 761, as amended
(request House recede/grant conference), E.C. - St. Onge
- 3 HCS SCS SB 932,
(request House recede/grant conference) - Wilson (119)

BILLS IN CONFERENCE

- 1 SCS HB 1001 - Icet
- 2 SCS HCS HB 1002 - Icet
- 3 SCS HCS HB 1003 - Icet
- 4 SCS HCS HB 1004 - Icet
- 5 SCS HCS HB 1005 - Icet
- 6 SCS HCS HB 1006 - Icet
- 7 SCS HCS HB 1007 - Icet
- 8 SCS HB 1008 - Icet
- 9 SCS HB 1009 - Icet
- 10 SCS HCS HB 1010 - Icet

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- 11 SCS HCS HB 1011 - Icet
- 12 SCS HCS HB 1012 - Icet
- 13 SCS HB 1013 - Icet

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon

HOUSE RESOLUTION

HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTY-THIRD DAY, THURSDAY, APRIL 27, 2006

The House met pursuant to adjournment.

Representative Behnen in the Chair.

Prayer by Father Donald W. Lammers.

Today is Take Your Daughters and Sons to Work Day

Let us pray.

Almighty God, You are our Father and Father of all people. We thank You for being the Heavenly Father of our children. Thank You for giving them to us. Help us to be good parents. In Your mercy, please make up for what is lacking in our parenting.

As representatives of all the people in our districts, we are painfully aware of the children who are poor. Some lack material needs, some lack love and stable family life, some lack both. In many ways they depend on us. Lord God, give us the wisdom to know how to help them, so that their poverty is overcome, their entire life is enhanced and their dignity is protected. We pray that all children can be filled with laughter and joy.

We pray to You, our God forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Blake Koetting, Drake Thaller Taylor, Joshua Davis, Caleb Davis, Bill David Reynolds, JaWon Johnson, Tamera Luster, Ashlea Whittenburg, Jenny Aubuchon, Sara Nelson, Lexi Warner, Elizabeth DiMaggio, Amelia Chiles, Cynthia Claire Youmans, Courtney Cox, David Baker, John Loehner, Brandon Gleason, Valerie Wilson, Landon Franz, Lauren Franz, Lucy Dowing, Liam Johnston, Emma Bryant, David Peck, Rachel Booth, Eric Grumke, Ben Clewell, Rachel Mehringer, Hannah Denkler, Melanie Rowden, Meghan LeVota, Madeline LeVota, Eric Edsen, Haylen Mead, Khalisha Scott, Kadin Avery Storm, Gavin Guier, Jaisen Guier, Damon A. Jones, II, Cade Bradford Crowell, Audrey Kathryn Felker and Devin Rose.

The Journal of the sixty-second day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2793

and

House Resolution No. 2794 - Representative Avery

House Resolution No. 2795 - Representative Wright (137)

House Resolution No. 2796 - Representative Denison
House Resolution No. 2797 - Representative Baker (123)
House Resolution No. 2798 - Representative Dethrow
House Resolution No. 2799
and
House Resolution No. 2800 - Representative Wood
House Resolution No. 2801
and
House Resolution No. 2802 - Representative Denison
House Resolution No. 2803
through
House Resolution No. 2808 - Representative Nolte
House Resolution No. 2809 - Representative Dixon
House Resolution No. 2810
through
House Resolution No. 2812 - Representative Davis
House Resolution No. 2813
and
House Resolution No. 2814 - Representative Fraser
House Resolution No. 2815 - Representative Day
House Resolution No. 2816 - Representative Phillips
House Resolution No. 2817
and
House Resolution No. 2818 - Representative Low (39)
House Resolution No. 2819 - Representative Munzlinger
House Resolution No. 2820 - Representative Fraser
House Resolution No. 2821 - Representative Jetton
House Resolution No. 2822 - Representative Phillips
House Resolution No. 2823 - Representative Quinn
House Resolution No. 2824 - Representative Pearce
House Resolution No. 2825 - Representative Jolly, et al.
House Resolution No. 2826 - Representatives Jolly and Meiners

SECOND READING OF SENATE BILL

SCS SB 1250 was read the second time.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS SB 773** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SB 1017** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

THIRD READING OF SENATE BILLS

HCS SCS SB 666, as amended, with House Amendment No. 5, pending, relating to fire protection, was taken up by Representative Bruns.

House Amendment No. 5 was withdrawn.

On motion of Representative Bruns, **HCS SCS SB 666, as amended**, was adopted.

On motion of Representative Bruns, **HCS SCS SB 666, as amended**, was read the third time and passed by the following vote:

AYES: 128

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Bogetto	Bringer	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Davis	Day	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Harris 110	Hobbs	Hunter
Icet	Jackson	Johnson 47	Johnson 90	Jones
Kelly	Kingery	Kraus	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Wagner	Wallace	Wasson
Wells	Weter	Wildberger	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 021

Bland	Bowman	Boykins	Brooks	Chappelle-Nadal
Darrough	Daus	El-Amin	Frame	Haywood
Hoskins	Hubbard	Johnson 61	Kratky	Schoemehl
Spreng	Villa	Vogt	Walton	Witte
Wright-Jones				

PRESENT: 006

Henke	Jolly	Kuessner	Lowe 44	Myers
Whorton				

ABSENT WITH LEAVE: 008

Bean
Marsh

Black
Oxford

Brown 30
Walsh

Deeken

Hughes

Representative Behnen declared the bill passed.

HCS SS SCS SBs 872, 754 & 669, relating to the safe operation of a motor vehicle, was taken up by Representative St. Onge.

Representative St. Onge offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 872, 754 & 669, Page 4, Section 302.302, Line 74, by deleting all of said line and inserting in lieu thereof the following:

"sections 302.133 to [302.138] **302.137**. The completion of a driver-improvement program or a"; and

Further amend said bill, Page 12, Section 304.585, Line 31, by deleting the word "**eight**" and inserting in lieu thereof the word "**four**"; and

Further amend said bill, Page 12, Section 304.585, Lines 32 to 34, by deleting all of said lines and inserting in lieu thereof the following:

"**points assessed to his or her driver's license under section 302.302, RSMo.**"; and

Further amend said bill, Page 13, Section 307.178, Line 16, by deleting the words "**and section 307.182**"; and

Further amend said bill, Page 14, Section 307.178, Line 50, by inserting after the word "**area.**" the following:

"**The passenger or passengers occupying a seat location referred to in this subsection is not in violation of this section.**"; and

Further amend said bill, Page 15, Section 307.182, Line 27, by inserting the following:

"(6) **When transporting children in the immediate family when there are more children than there are seating positions in the enclosed area of a motor vehicle, the children who are not able to be restrained by a child safety restraint device appropriate for the child shall sit in the area behind the front seat of the motor vehicle unless the motor vehicle is designed only for a front seat area. The driver transporting children referred to in this subsection is not in violation of this section.**"; and

Further amend said bill, Page 15, Section 307.182, Lines 38 to 40, by deleting all of said lines and inserting in lieu thereof the following:

"**4. The provisions of this section shall not apply to any public carrier for hire. The provisions of this section shall not apply to students four years of age or older who are passengers on a school bus designed for carrying eleven passengers or more and which is manufactured or equipped pursuant to Missouri Minimum Standards for School Buses as school buses are defined in Section 301.010, RSMo.**"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative St. Onge, **House Amendment No. 1** was adopted.

Representative Roorda offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 872, 754 & 669, Section 307.178, Page 13, Line 14, by inserting after the word “subsection” the following:

“; except that, nothing in this section shall prohibit a law enforcement officer from enforcing the provisions of this section if the violation is clearly visible to the officer without stopping the vehicle unless that officer is employed by a law enforcement agency that has been found by the attorney general to be non-compliant with any reporting provisions required in section 590.650, RSMo.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS SS SCS SBs 872, 754 & 669, as amended, with House Amendment No. 2, pending, was laid over.

HCS SCS SB 614, relating to a residential treatment tax credit, was taken up by Representative Sutherland.

Representative Sutherland offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 614, Section 135.1142, Page 1, Line 1, by inserting before said line the following:

"135.550. 1. As used in this section, the following terms shall mean:

(1) "Contribution", a donation of cash, stock, bonds or other marketable securities, or real property;
(2) "Shelter for victims of domestic violence", a facility located in this state which meets the definition of a shelter for victims of domestic violence pursuant to section 455.200, RSMo, and which meets the requirements of section 455.220, RSMo;

(3) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapter 143, RSMo, chapter 147, RSMo, chapter 148, RSMo, and chapter 153, RSMo, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265, RSMo, and related provisions, and in the case of an individual taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapter 143, RSMo;

(4) "Taxpayer", a person, firm, a partner in a firm, corporation or a shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed by the provisions of chapter 143, RSMo, or a corporation subject to the annual corporation franchise tax imposed by the provisions of chapter 147, RSMo, or an insurance company paying an annual tax on its gross premium receipts in this state, or other financial institution paying taxes to the state of Missouri or any political subdivision of this state pursuant to the provisions of chapter 148, RSMo, or an express company which pays an annual tax on its gross receipts in this state pursuant to chapter 153, RSMo, or an individual subject to the state income tax imposed by the provisions of chapter 143, RSMo.

2. A taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability, in an amount equal to fifty percent of the amount such taxpayer contributed to a shelter for victims of domestic violence.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the taxable year that the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of fifty thousand dollars per taxable year. However, any tax credit that cannot be claimed in the taxable year the contribution was made may be carried over to the next four succeeding taxable years until the full credit has been claimed.

4. Except for any excess credit which is carried over pursuant to subsection 3 of this section, a taxpayer shall not be allowed to claim a tax credit unless the total amount of such taxpayer's contribution or contributions to a shelter or shelters for victims of domestic violence in such taxpayer's taxable year has a value of at least one hundred dollars.

5. The director of [public safety] **the department of social services** shall determine, at least annually, which facilities in this state may be classified as shelters for victims of domestic violence. The director of [public safety] **the department of social services** may require of a facility seeking to be classified as a shelter for victims of domestic violence whatever information is reasonably necessary to make such a determination. The director of [public safety] **the department of social services** shall classify a facility as a shelter for victims of domestic violence if such facility meets the definition set forth in subsection 1 of this section.

6. The director of [public safety] **the department of social services** shall establish a procedure by which a taxpayer can determine if a facility has been classified as a shelter for victims of domestic violence, and by which such taxpayer can then contribute to such shelter for victims of domestic violence and claim a tax credit. Shelters for victims of domestic violence shall be permitted to decline a contribution from a taxpayer. The cumulative amount of tax credits which may be claimed by all the taxpayers contributing to shelters for victims of domestic violence in any one fiscal year shall not exceed two million dollars.

7. The director of [public safety] **the department of social services** shall establish a procedure by which, from the beginning of the fiscal year until some point in time later in the fiscal year to be determined by the director of [public safety] **the department of social services**, the cumulative amount of tax credits are equally apportioned among all facilities classified as shelters for victims of domestic violence. If a shelter for victims of domestic violence fails to use all, or some percentage to be determined by the director of [public safety] **the department of social services**, of its apportioned tax credits during this predetermined period of time, the director of [public safety] **the department of social services** may reapportion these unused tax credits to those shelters for victims of domestic violence that have used all, or some percentage to be determined by the director of [public safety] **the department of social services**, of their apportioned tax credits during this predetermined period of time. The director of [public safety] **the department of social services** may establish more than one period of time and reapportion more than once during each fiscal year. To the maximum extent possible, the director of [public safety] **the department of social services** shall establish the procedure described in this subsection in such a manner as to ensure that taxpayers can claim all the tax credits possible up to the cumulative amount of tax credits available for the fiscal year.

8. This section shall become effective January 1, 2000, and shall apply to all tax years after December 31, 1999."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sutherland, **House Amendment No. 1** was adopted.

On motion of Representative Sutherland, **HCS SCS SB 614, as amended**, was adopted.

On motion of Representative Sutherland, **HCS SCS SB 614, as amended**, was read the third time and passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Lowe 44	May

McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	George	Hughes	Low 39
Marsh	Walsh			

Representative Behnen declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SCS SBs 1001, 896 & 761, as amended, relating to drivers' licenses, was taken up by Representative St. Onge.

Representative St. Onge moved that the House refuse to recede from its position on **HCS SCS SBs 1001, 896 & 761, as amended**, and grant the Senate a conference.

Speaker Jetton assumed the Chair.

Representative Daus made a substitute motion that the House refuse to recede from its position on **HCS SCS SBs 1001, 896 & 761, as amended**, and grant the Senate a conference and bind the conferees to the House position on **House Amendment No. 3 to HCS SCS SBs 1001, 896 & 761, as amended**.

Which motion was defeated by the following vote:

AYES: 064

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	El-Amin
Frame	Fraser	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61

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Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Spreng	Storch	Swinger	Villa	Vogt
Wagner	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

NOES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sander	Sater	SchAAF	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	George	Marsh	Threlkeld
Walsh				

Representative Nieves assumed the Chair.

Representative St. Onge again moved that the House refuse to recede from its position on **HCS SCS SBs 1001, 896 & 761, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SCS SB 932, relating to county officials, was taken up by Representative Wilson (119).

Representative Wilson (119) moved that the House refuse to recede from its position on **HCS SCS SB 932** and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF HOUSE BILLS

HCS HB 1075, relating to school course materials, was taken up by Representative Davis.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Harris 110
Hobbs	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 052

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Burnett	Chappelle-Nadal	Corcoran
Curls	Dake	Darrough	Daus	Donnelly
El-Amin	Frame	Fraser	Harris 23	Haywood
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meiners	Oxford
Page	Robinson	Rucker	Schoemehl	Skaggs
Spreng	Storch	Villa	Vogt	Wagner
Walton	Whorton	Wildberger	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 007

Casey	Dougherty	Henke	Meadows	Shoemyer
Swinger	Witte			

ABSENT WITH LEAVE: 010

Bean	Brooks	Brown 30	Brown 50	George
Lipke	Marsh	Roorda	Smith 118	Walsh

On motion of Representative Davis, **HCS HB 1075** was read the third time and passed by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bringer	Bruns	Casey	Chinn
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Dake
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fisher	Flook	Franz	Harris 110
Henke	Hobbs	Hunter	Ice	Jackson
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Liese	Lipke	Loehner	May
McGhee	Meadows	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Self	Shoemyer
Silvey	Smith 14	Smith 150	Stevenson	St. Onge
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 060

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Brooks	Burnett	Chappelle-Nadal	Cooper 120
Corcoran	Curls	Darrough	Daus	Donnelly
Dougherty	El-Amin	Fares	Frame	Fraser
Guest	Harris 23	Haywood	Hoskins	Hubbard
Hughes	Johnson 47	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Low 39
Lowe 44	Meiners	Oxford	Page	Pearce
Robb	Robinson	Rucker	Schneider	Schoemehl
Skaggs	Spreng	Storch	Villa	Vogt
Wagner	Wallace	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Brown 50	George	Marsh
Roorda	Smith 118	Walsh		

Representative Nieves declared the bill passed.

HB 1423, relating to securities regulation, was taken up by Representative Page.

On motion of Representative Page, **HB 1423** was read the third time and passed by the following vote:

AYES: 148

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Iceet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 004

Baker 25	Cunningham 86	Liese	Rupp
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PRESENT: 001

Brooks

ABSENT WITH LEAVE: 010

Bean	Brown 30	Brown 50	George	Marsh
Roorda	Schoemehl	Smith 118	Spreng	Walsh

Representative Nieves declared the bill passed.

HCS HB 1036, relating to video instructional materials, was taken up by Representative Sander.

On motion of Representative Sander, **HCS HB 1036** was read the third time and passed by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 001

Lowe 44

PRESENT: 002

Johnson 61 Whorton

ABSENT WITH LEAVE: 013

Bean	Black	Brown 30	Brown 50	George
Harris 110	Hughes	Lager	Marsh	Muschany
Smith 118	Spreng	Walsh		

Representative Nieves declared the bill passed.

HCS HB 1347, relating to higher education course requirements, was taken up by Representative Myers.

On motion of Representative Myers, **HCS HB 1347** was read the third time and passed by the following vote:

AYES: 131

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Boykins
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Dake	Darrough	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hunter	Icet	Jackson	Johnson 90	Jones
Kelly	Kingery	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Roorda
Ruestman	Rupp	Salva	Sander	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Skaggs	Smith 14	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yates	Zweifel
Mr Speaker				

NOES: 023

Bogetto	Bowman	Bringer	Corcoran	Curls
Daus	Dougherty	Hughes	Johnson 47	Jolly
Kratky	Low 39	Lowe 44	Oxford	Page
Robinson	Rucker	Sater	Schoemehl	Shoemyer
Wright-Jones	Yaeger	Young		

PRESENT: 002

Brooks	Johnson 61
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ABSENT WITH LEAVE: 007

Bean	Brown 30	George	Marsh	Smith 118
Spreng	Walsh			

Representative Nieves declared the bill passed.

HCS HB 1137, relating to alternative fuel and vehicles, was taken up by Representative Darrough.

On motion of Representative Darrough, **HCS HB 1137** was read the third time and passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 70
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Sander	Sater	Schaaf	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	George	Loehner	Marsh
Salva	Schad	Smith 118	Spreng	Walsh

Representative Nieves declared the bill passed.

HB 1536, relating to lead abatement, was taken up by Representative Schaaf.

On motion of Representative Schaaf, **HB 1536** was read the third time and passed by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 001

Dougherty

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Brown 30	George	Hughes	Loehner
Marsh	Schad	Smith 118	Spreng	Vogt
Walsh				

Representative Nieves declared the bill passed.

HB 1885, relating to the Real Estate Appraisers Commission, was taken up by Representative Behnen.

On motion of Representative Behnen, **HB 1885** was read the third time and passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Scharnhorst	Schlottach	Schneider
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Brown 30	Cooper 155	George	Hughes
Marsh	Page	Schad	Schoemehl	Smith 118
Spreng	Vogt	Walsh		

Representative Nieves declared the bill passed.

HCS HB 1082, relating to health care liens, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **HCS HB 1082** was read the third time and passed by the following vote:

AYES: 126

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Bringer	Bruns	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	Guest	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Johnson 47	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	Liese	Lipke	Loehner
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Scharnhorst	Schlottach	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Walton	Wasson
Wells	Weter	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yates	Zweifel
Mr Speaker				

NOES: 025

Baker 25	Boykins	Brooks	Burnett	Donnelly
Frame	Harris 23	Hughes	Johnson 61	Johnson 90
Jolly	LeVota	Low 39	Lowe 44	Oxford
Rucker	Schoemehl	Shoemyer	Skaggs	Storch
Whorton	Wildberger	Wright-Jones	Yaeger	Young

PRESENT: 001

Brown 50

ABSENT WITH LEAVE: 011

Bean	Brown 30	George	Jackson	Marsh
Schad	Schneider	Spreng	St. Onge	Vogt
Walsh				

Representative Nieves declared the bill passed.

Representative Dixon assumed the Chair.

HCS HB 1970, relating to damage of field crop products, was taken up by Representative Munzlinger.

On motion of Representative Munzlinger, **HCS HB 1970** was read the third time and passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Tilley	Viebrock
Villa	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 001

Wildberger

PRESENT: 002

Lowe 44 Threlkeld

ABSENT WITH LEAVE: 010

Bean	Bowman	Brown 30	George	Hughes
Marsh	Parson	Spreng	Vogt	Walsh

Representative Dixon declared the bill passed.

Speaker Pro Tem Bearden assumed the Chair.

HCS HB 1814, relating to the language of official proceedings, was taken up by Representative Nieves.

On motion of Representative Nieves, **HCS HB 1814** was read the third time and passed by the following vote:

AYES: 122

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Bringer	Bruns
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Dake	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Frame	Franz	Guest
Harris 23	Harris 110	Henke	Hobbs	Hoskins
Hunter	Icet	Jackson	Johnson 47	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	Liese	Lipke
Loehner	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Wagner	Wallace	Wasson	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yates
Zweifel	Mr Speaker			

NOES: 030

Baker 25	Bland	Bowman	Boykins	Brooks
Brown 50	Burnett	Chappelle-Nadal	Curls	Darrrough
Daus	El-Amin	Flook	Fraser	Haywood
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
LeVota	Low 39	Lowe 44	Oxford	Roorda
Skaggs	Villa	Walton	Whorton	Young

PRESENT: 001

Yaeger

ABSENT WITH LEAVE: 010

Bean	Brown 30	Casey	Donnelly	George
Marsh	Schaaf	Spreng	Vogt	Walsh

Speaker Pro Tem Bearden declared the bill passed.

THIRD READING OF HOUSE CONCURRENT RESOLUTION

HCR 27, relating to the Susan G. Komen Breast Cancer 3-Day Walk, was taken up by Representative Burnett.

On motion of Representative Burnett, **HCR 27** was read the third time and passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
McGhee	Meadows	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Viebrock	Villa
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Brown 30	George	Hughes	Marsh
May	Meiners	Schaaf	Spreng	Threlkeld
Tilley	Vogt	Walsh		

Speaker Pro Tem Bearden declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HBs 1270 & 1027, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **SCS HCS HBs 1270 & 1027, as amended**: Senators Cauthorn, Klindt, Shields, Green and Barnitz.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1865**, entitled:

An act to repeal sections 173.215, 173.220, and 173.820, RSMo, and to enact in lieu thereof four new sections relating to higher education.

With Senate Amendment No. 1 and Senate Amendment No. 2

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Bill No. 1865, Page 1, In the Title, Line 3, by inserting immediately after the word “education” the following:

“, with an effective date and with a termination date for a certain section”; and

Further amend said bill, Page 1, Section 173.195, Line 1, by striking the words “Beginning on July 1, 2007,”; and

Further amend said section, Page 3, Line 63, by inserting after all of said line the following:

“7. The joint committee on education, as established in section 160.254, RSMo, shall study options for making the state-need-based scholarship programs more efficient and effective by combining such programs. 8. The provisions of this section shall terminate on June 30, 2009.”; and

Further amend said bill, Page 6, Section 173.820, Line 78, by inserting after all of said line the following:

“Section B. The provisions of section A of this act shall become effective July 1, 2007.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Bill No. 1865, Page 6, Section 173.220, Line 78, by inserting after all of said line, the following:

“Section 1. The joint committee on education, as established in section 160.254, RSMo, shall study the feasibility of including students enrolled in proprietary schools, as that term is defined in section 173.600, RSMo, in all state-based financial aid programs.”; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 795** and has taken up and passed **HCS SCS SB 795**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 809** and has taken up and passed **HCS SB 809**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 837** and has taken up and passed **HCS SB 837**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SCS SB 932**: Senators Scott, Griesheimer, Purgason, Callahan and Days.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 981** and has taken up and passed **HCS SB 981**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SCS SBs 1001, 896 & 761, as amended**: Senators Griesheimer, Stouffer, Alter, Days and Callahan.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 1031 & 846**, entitled:

An act to amend chapter 386, RSMo, by adding thereto one new section relating to natural gas safety penalties, with penalty provisions.

In which the concurrence of the House is respectfully requested.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SCS HCS HBs 1270 & 1027: Representatives Behnen, Johnson (47), Myers, Rucker and Shoemyer

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 1861 - Health Care Policy

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 820 - Budget

SCS SB 1250 - Special Committee on Immigration Reform

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Hobbs reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SCR 29**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SS SCS SB 882**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Elections, Chairman May reporting:

Mr. Speaker: Your Committee on Elections, to which was referred **SS#2 SCS SBs 1014 & 730**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Financial Institutions, Chairman Cunningham (145) reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HCR 46**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 46

WHEREAS, in a recent study, the United States Public Interest Research Group (USPIRG) found that one in four credit reports contain serious errors; and

WHEREAS, the United States Fair Credit Reporting Act of 1971 governs credit reporting agencies, including Experian, Equifax, and Trans Union which are the three largest credit reporting agencies in the United States with national databases; and

WHEREAS, the Fair Credit Reporting Act was amended in 2003 by the Fair and Accurate Credit Transactions Act (FACTA) to address the ever-increasing problem of identify theft. FACTA included stronger protections for consumers by increasing the responsibility of the credit reporting agencies to investigate consumer disputes; and

WHEREAS, under the Fair Credit Reporting Act, both the credit reporting agencies and the credit information providers, such as banks, finance companies, department stores, taxing authorities, landlords, and other credit grantors, are responsible for correcting inaccurate or incomplete information in credit reports; and

WHEREAS, under the FACTA provisions, a consumer may dispute erroneous or inaccurate information directly with the credit information provider or with the credit reporting agency. Upon notice of disputed information, the credit information provider or credit reporting agency must investigate the items in question and cannot report negative information while the investigation is pending; and

WHEREAS, upon completion of an investigation, the consumer is provided with written results of the investigation and a free copy of the consumer's credit report if the investigation results in a change in the consumer's credit report; and

WHEREAS, since December 2004, financial institutions that extend credit must send consumers a notice before and no later than 30 days after negative information is furnished to a credit reporting agency, such as late payments, missed payments, partial payments, or any other form of default; and

WHEREAS, while these changes are an important step in protecting consumers against errors and inaccuracies in their credit reports, the federal act does not go far enough to ensure a timely correction of any errors in a credit report by the credit reporting agencies and credit information providers; and

WHEREAS, without provisions requiring the timely correction of errors and inaccuracies by credit reporting agencies and credit information providers, consumers could still face months or even years of red tape in correcting errors and inaccuracies, resulting in denials of extension of consumer credit based on errors and inaccuracies in credit reports; and

WHEREAS, to fully protect consumers from an unfair loss of credit worthiness based on erroneous and inaccurate credit reports, credit reporting agencies and credit information providers must be subject to strict time limitations for the posting of information and correcting erroneous and inaccurate information contained in consumer credit reports:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, hereby urges the United States Congress to further amend the Fair Credit Reporting Act to impose strict time limits on credit reporting agencies and credit information providers regarding the posting of information and the correction of erroneous and inaccurate information contained in consumer credit reports; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for each member of the Missouri Congressional Delegation.

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SS SCS SB 718**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Health Care Policy, Chairman Cooper (155) reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **SCS SBs 567 & 792**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **SCS SBs 1239 & 1091**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Local Government, Chairman Johnson (47) reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **SCS SB 646**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SCS SB 746**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 874**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Local Government, to which was referred **SB 1102**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Energy and Environment, Chairman Bivins reporting:

Mr. Speaker: Your Special Committee on Energy and Environment, to which was referred **SCS SB 1081**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Special Committee on Energy and Environment, to which was referred **SS SCS SB 1236**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Utilities, Chairman Rector reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HR 1930**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE RESOLUTION NO. 1930

WHEREAS, Hurricane Katrina exposed the weakness of concentrated petroleum refining capacity in common risk-prone areas, such as the Gulf Coast, and the value of locating refineries in more inland areas; and

WHEREAS, in an industry which operates in global markets, United States refiners are unable to meet the growth in demand for refined petroleum products in the United States and gaps in supply are filled by imports; and

WHEREAS, as global economies expand, there will be increased competition for imports. Based on publicly available data, nearly 1.5 million barrels per day of additional refining capacity projects are planned or under consideration for the 2005-2011 time period; and

WHEREAS, while domestic expansion of our petroleum refining capacity is vital, existing infrastructure for both crude oil and refined product distribution imposes economic limitations on where new refineries could be located; and

WHEREAS, policies are needed to create a climate conducive to investments to expand domestic refining capacity, such as reform of the New Source Review (NSR) permitting program to streamline the permit process and alignment of National Ambient Air Quality Standards (NAAQS) ozone deadlines; and

WHEREAS, due to the location of both four domestic and one Canadian crude oil pipelines, as well as three pipelines that traverse the State of Missouri, Missouri has many advantages for the placement of petroleum refining facilities; and

WHEREAS, Missouri's close proximity to mature oil industry states such as Oklahoma and Kansas provide optimum access to suppliers and services; and

WHEREAS, with ample rural and low population areas, Missouri provides geographic buffering while still being located closely to population centers that allow for a sufficient workforce as well as cultural options:

NOW, THEREFORE, RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, stand ready to work with the petroleum industry associations and petroleum refiners for the purpose of generating jobs, strengthening the economy, increasing the capacity for domestic refining, and reducing America's dependence on refined petroleum products; and

BE IT FURTHER RESOLVED that the Missouri General Assembly encourages all local, state, and federal regulatory bodies to streamline all permitting and other administrative processes applicable to the placement and operation of petroleum refining capacity, aligned infrastructures, and businesses; and

BE IT FURTHER RESOLVED that the Missouri General Assembly is ready to facilitate all reasonable approaches to addressing any concerns regarding logistics, demographics, transportation, and infrastructure; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for Stephen L. Johnson, Administrator of the federal Environmental Protection Agency, Samuel W. Bodman, the Secretary of the United States Department of Energy, Doyle Childers, Director of the Missouri Department of Natural Resources, Fred Ferrell, the Director of the Missouri Department of Agriculture, the American Petroleum Institute, and the Missouri Petroleum Marketers and Convenience Store Association.

Mr. Speaker: Your Committee on Utilities, to which was referred **HCR 49**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE CONCURRENT RESOLUTION NO. 49

WHEREAS, Hurricane Katrina exposed the weakness of concentrated petroleum refining capacity in common risk-prone areas, such as the Gulf Coast, and the value of locating refineries in more inland areas; and

WHEREAS, in an industry which operates in global markets, United States refiners are unable to meet the growth in demand for refined petroleum products in the United States and gaps in supply are filled by imports; and

WHEREAS, as global economies expand, there will be increased competition for imports. Based on publicly available data, nearly 1.5 million barrels per day of additional refining capacity projects are planned or under consideration for the 2005-2011 time period; and

WHEREAS, while domestic expansion of our petroleum refining capacity is vital, existing infrastructure for both crude oil and refined product distribution imposes economic limitations on where new refineries could be located; and

WHEREAS, policies are needed to create a climate conducive to investments to expand domestic refining capacity, such as reform of the New Source Review (NSR) permitting program to streamline the permit process and alignment of National Ambient Air Quality Standards (NAAQS) ozone deadlines; and

WHEREAS, due to the location of both four domestic and one Canadian crude oil pipelines, as well as three pipelines that traverse the State of Missouri, Missouri has many advantages for the placement of petroleum refining facilities; and

WHEREAS, Missouri's close proximity to mature oil industry states such as Oklahoma and Kansas provide optimum access to suppliers and services; and

WHEREAS, with ample rural and low population areas, Missouri provides geographic buffering while still being located closely to population centers that allow for a sufficient workforce as well as cultural options:

NOW, THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, the Senate concurring therein, stand ready to work with the petroleum industry associations and petroleum refiners for the purpose of generating jobs, strengthening the economy, increasing the capacity for domestic refining, and reducing America's dependence on refined petroleum products; and

BE IT FURTHER RESOLVED that the Missouri General Assembly encourages all local, state, and federal regulatory bodies to streamline all permitting and other administrative processes applicable to the placement and operation of petroleum refining capacity, aligned infrastructures, and businesses; and

BE IT FURTHER RESOLVED that the Missouri General Assembly is ready to facilitate all reasonable approaches to addressing any concerns regarding logistics, demographics, transportation, and infrastructure; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for Stephen L. Johnson, Administrator of the federal Environmental Protection Agency, Samuel W. Bodman, the Secretary of the United States Department of Energy, Doyle Childers, Director of the Missouri Department of Natural Resources, Fred Ferrell, the Director of the Missouri Department of Agriculture, the American Petroleum Institute, and the Missouri Petroleum Marketers and Convenience Store Association.

Mr. Speaker: Your Committee on Utilities, to which was referred **SB 780**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Ways and Means, Chairman Sutherland reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SB 805**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HR 558**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 558

WHEREAS, conclusive evidence shows that tobacco smoke causes cancer, respiratory disease, various cardiac and vascular diseases, adverse birth outcomes, allergies and irritations to the eyes, nose, and throat for both the smoker and nonsmoker exposed to environmental tobacco smoke; and

WHEREAS, according to the federal government, 83% of worker health complaints related to indoor air quality are linked to smoking. Elimination of environmental tobacco smoke would substantially reduce adverse health complications, including but not limited to severe headaches, upper respiratory ailments, cancer, and heart disease; and

WHEREAS, increasing awareness of the dangers of passive smoking over the past few years has led to many companies, schools, and public buildings to implement a no-smoking policy; and

WHEREAS, according to the Missouri Department of Health and Senior Services:

(1) Smoking is Missouri's leading cause of premature death;

(2) 10,000 Missourians die from tobacco-related diseases every year. That's 28 Missouri deaths per day and one Missourian every hour dying from tobacco use;

(3) Each year the death toll from tobacco use in Missouri is higher than automobile accidents, AIDS, illegal drugs, suicides, fires, and homicides combined;

(4) Secondhand smoke causes about 1,200 Missouri deaths annually; and

WHEREAS, the resulting health care, disability, lost productivity, and revenue costs for Missouri are enormous - \$206 million in Medicaid costs and \$1.5 billion in total medical costs; and

WHEREAS, Missouri's high smoking rates (27.2%) contribute to the state's ranking well above the United States average (23.2%), and contribute to the four leading causes of death in Missouri to be heart disease, cancer, stroke, and chronic respiratory diseases; and

WHEREAS, elimination of the exposure of nonsmokers to environmental or secondhand smoke is one of the keys to improving the overall health of Missourians; and

WHEREAS, to ensure an indoor clean air environment for everyone who works at or visits the Missouri State Capitol Building, the Capitol should be declared a smoke-free building:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, urge the Governor as the chair of the Board of Public Buildings to declare the Missouri State Capitol Building to be a smoke-free building; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for Governor Matt Blunt.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 2439**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 2439

WHEREAS, in order to help fund the reauthorization of the Secure Rural Schools and Community Self Determination Act of 2000 proposed in the FY 2007 federal budget, the United States Forest Service has proposed to sell more than 300,000 acres of national forest lands nationwide; and

WHEREAS, of the more than 300,000 acres of national forest lands proposed for sale nationwide, 21,566 acres of the 1.5 million-acre Mark Twain National Forest are included in the sale proposal, which is the fourth highest total acreage proposed for sale among the 34 states impacted; and

WHEREAS, only California (79,362 acres), Idaho (25,464 acres), and Colorado (21,572 acres) have more national forest acreage proposed for sale. However, Missouri tops the list of the 34 states impacted in the percentage

of total national forest acres in a state proposed for sale at 1.45%, compared to California at 0.38%, Colorado at 0.16%, and Idaho at 0.12%; and

WHEREAS, payments under the Secure Rural Schools and Community Self Determination Act of 2000 are intended to make up for property tax revenue that counties lose because they host public lands. Last year, the Secure Rural Schools and Community Self Determination Act of 2000 brought Missouri \$2.7 million that was divided among 29 Missouri counties with national forest land, according to the Office of Administration; and

WHEREAS, currently, counties with national forest lands receive payment-in-lieu-of-taxes (PILT) funds and a considerable percentage of funds collected by the Forest Service for timber sales and mining royalties from public lands located in the counties; and

WHEREAS, under the current Forest Service sale proposal, the distribution of proceeds from the sale of public lands is not proportionately tied to the counties in which the lands are located. Rather, the proceeds of the sales would go into the United States Treasury for distribution to rural school districts that are in dire financial straits; and

WHEREAS, under the Forest Service plan, Missouri would rank near the top of acres to be sold in comparison to other states and would rank near the bottom of moneys received from the sale of national forest acreage; and

WHEREAS, in addition to the economic disparity, the sale of a portion of the Mark Twain National Forest represents a loss of valuable wildlife resources in Missouri. With the timber, rolling hills, scattered grasslands, streams, and wildflowers and a haven for deer, turkeys, bobcats, and other deep-woods denizens, the Mark Twain National Forest is one of Missouri's most important environmental treasures; and

WHEREAS, the Mark Twain National Forest acreage proposed for sale in Missouri is part of a once-depleted forest that public financing and decades of management have nurtured back to health. In the 1930s, the federal government bought parcels of generally unwanted land that was officially established as the Mark Twain National Forest on September 11, 1939, with most of its 1.5 million acres in located in eight districts in southern Missouri; and

WHEREAS, currently, less than 5% of Missouri's total acreage is in public ownership, which includes state lands, Missouri Department of Conservation land, state parks, University of Missouri land, and all federal lands such as national forests, wildlife refuges, and national monuments; and

WHEREAS, with more than 95% of the land in Missouri in private ownership, most lands in Missouri are not open to public access by hikers, mushroom gatherers, hunters, anglers, and nature enthusiasts. The sale of a portion of the Mark Twain National Forest in Missouri would further reduce an already limited access to public lands for the recreational use and enjoyment of Missourians, visitors, and tourists; and

WHEREAS, on March 17, 2006, Missouri Governor Matt Blunt sent a letter to Mark Rey, undersecretary for Natural Resources and Environment at the United States Department of Agriculture stating his opposition to the sale of national forest lands in Missouri and several members of the Missouri Congressional Delegation have denounced the plan:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, declare our opposition to the proposed sale of 21,566 acres of national forest lands in the State of Missouri under the United States Forest Service plan to sell more than 300,000 acres of national forest lands nationwide to fund the reauthorization of the Secure Rural Schools and Community Self Determination Act of 2000 proposed in the FY 2007 federal budget; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for Dale Bosworth, Chief of the United States Forest Service.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HJR 31**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1089**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1751**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 643**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 832**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 894**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 912**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 925**, begs leave to report it has examined the same and recommends that it **Do Pass**.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 2:00 p.m., Monday, May 1, 2006.

COMMITTEE MEETINGS

CONFERENCE COMMITTEE - APPROPRIATIONS

Friday, April 28, 2006, 8:00 a.m. Senate Alcove third floor.

Executive session may follow.

Public hearings to be held on: SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012, SCS HB 1013

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, May 2, 2006, Hearing Room 1 upon afternoon adjournment.

Executive session may follow.

Public hearings to be held on: SB 770, SB 873, SCS SBs 1185, 1163, 1174, 1200 & 1225

FISCAL REVIEW

Monday, May 1, 2006, 1:00 p.m. Hearing Room 6.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Tuesday, May 2, 2006, 9:00 a.m. Hearing Room 5.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow.

FISCAL REVIEW

Wednesday, May 3, 2006, 9:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow.

FISCAL REVIEW

Thursday, May 4, 2006, 9:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow.

INSURANCE POLICY

Monday, May 1, 2006, Hearing Room 6 upon afternoon adjournment.
Executive session may follow.
Public hearings to be held on: SS SCS SB 895, SCS SBs 905 & 910

JOINT COMMITTEE ON TAX POLICY

Monday, May 1, 2006, 1:00 p.m. Hearing Room 1.
Department of Insurance, Examination and Tax Credit.

RULES [PURSUANT TO RULE 25(26)(f)]

Monday, May 1, 2006, Hearing Room 7 upon afternoon adjournment.
Hearing will convene upon afternoon adjournment or approximately 6:00 p.m.
Amended Notice #2. AMENDED
Public hearings to be held on: HCR 49, HR 1930, SCS SCR 24, HCS SCR 31,
SB 938, HCS SB 1023, HCS SB 805, HCS SB 780, SS SCS SB 718,
SCS SB 1081, HCS SS SCS SB 882, SS SCS SB 1236,
HCS SS#2 SCS SBs 1014 & 730

SENIOR CITIZEN ADVOCACY

Monday, May 1, 2006, 1:00 p.m. Hearing Room 4. AMENDED
Executive session will be held on: SCS SB 616

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, May 2, 2006, 9:30 a.m. House Chamber side gallery.
Executive session only.

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Tuesday, May 2, 2006, 12:00 p.m. Hearing Room 5.
Executive session will be held. AMENDED
Public hearing to be held on: SS SCS SBs 1210, 1244 & 844

SPECIAL COMMITTEE ON IMMIGRATION REFORM

Tuesday, May 2, 2006, 8:00 a.m. Hearing Room 4.

Executive session may be held.

Public hearing to be held on: SCS SB 1250

VETERANS

Wednesday, May 3, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearing to be held on: SJR 26

HOUSE CALENDAR

SIXTY-FOURTH DAY, MONDAY, MAY 1, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HJR 55, as amended - Lipke

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HBs 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter
- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge
- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HBs 1651 & 1608 - Yates
- 23 HB 1930 - Hubbard
- 24 HB 2111 - Hubbard

- 25 HCS HB 1868 - Faith
- 26 HCS HB 2040 - Richard
- 27 HB 1537 - Schaaf
- 28 HCS HB 2047 - Johnson (47)
- 29 HCS#2 HBs 2008, 1218 & 1062 - Muschany
- 30 HB 1946 - El-Amin
- 31 HB 1184 - Stevenson
- 32 HCS HBs 1340, 1549, 1918 & 1998 - Schlottach
- 33 HCS HB 1968 - Zweifel
- 34 HCS HB 1147 - Bivins
- 35 HCS HB 1465 - Hunter
- 36 HCS HB 1600 - Viebrock
- 37 HCS HB 1730 - Schlottach
- 38 HCS HB 1089 - Schaaf
- 39 HCS HB 1751 - Munzlinger

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1660 & 1269, as amended - Behnen
- 3 HCS HB 1620 - Sutherland
- 4 HCS HB 1141 - Jackson
- 5 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 6 HB 1499, as amended - May
- 7 HCS HB 1080, HA 1, pending - Schaaf

SENATE BILL FOR SECOND READING

SCS SBs 1031 & 846

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 31, (4-24-06, Pages 1206-1207) - Fraser

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SB 900 - Moore
- 2 SCS SB 1117 - Bruns
- 3 SB 558 - Rector
- 4 HCS SB 725 - Johnson (47)
- 5 SCS SB 749 - Ruestman
- 6 HCS SB 819 - Emery

- 7 SB 828 - Behnen
- 8 SB 871 - Daus
- 9 HCS SB 893 - Emery
- 10 SCS SB 934 - Tilley
- 11 SB 1016, E.C. - Schneider
- 12 SB 1020 - Moore
- 13 SB 1056 - Sutherland
- 14 SB 1094 - Wright (137)
- 15 SB 1155 - Tilley
- 16 SB 1177 - Dusenberg
- 17 SB 1207 - Black
- 18 SCS SB 580 - Baker (123)
- 19 SB 612, E.C. - Tilley
- 20 SB 618 - Baker (123)
- 21 SCS SB 650, E.C. - Dixon
- 22 SCS SBs 667, 704, 941, 956 & 987 - St. Onge
- 23 HCS SB 712, E.C. - Bruns
- 24 SCS SB 747 - Bearden
- 25 HCS SCS SB 756 - Behnen
- 26 HCS SCS SB 769, E.C. - Wright (159)
- 27 SB 785 - Roorda
- 28 SCS SB 830 - Silvey
- 29 HCS SB 834 - Wilson (130)
- 30 SB 845 - Johnson (90)
- 31 SCS SB 870, E.C. - Cooper (158)
- 32 SB 881 - Robinson
- 33 SB 919 - Rector
- 34 SB 931 - Parson
- 35 SB 964 - Jackson
- 36 SB 990, HCA 1 - Bruns
- 37 SCS#2 SB 1003, E.C. - Bruns
- 38 HCS SB 1045 - Stevenson
- 39 SB 1057 - Behnen
- 40 SCS SB 1059 - Roorda
- 41 SCS SB 1060 - Jackson
- 42 SB 1085 - Cooper (155)
- 43 HCS SCS SB 1086, E.C. - Kratky
- 44 HCS SCS SB 1122 - Schaaf
- 45 SB 1139 - Yaeger
- 46 SB 1146 - Pratt
- 47 HCS SB 1165 - Bivins
- 48 SB 1189 - Dempsey
- 49 SB 1197 - Viebrock
- 50 SB 1208 - Pratt
- 51 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 SB 766 - Bruns
- 2 SB 818 - Smith (118)
- 3 HCS SCS SB 773 - Fisher
- 4 HCS SCS SB 878 - Stevenson
- 5 SCS SB 1026 - Day
- 6 HCS SCS SB 1048 - Schaaf
- 7 HCS SB 629 - Faith
- 8 HCS SB 697 - St. Onge
- 9 HCS SB 840 - St. Onge
- 10 HCS SS SCS SBs 872, 754 & 669, as amended, HA 2, pending - St. Onge
- 11 HCS SB 980 - Moore
- 12 SCS SB 1008 - Myers
- 13 HCS SB 1017 - Loehner
- 14 HCS SB 1084, E.C. - Scharnhorst
- 15 HCS SS SB 696 - Richard
- 16 SB 726 - May
- 17 HCS SS#2 SCS SB 583 - Lembke
- 18 SB 778 - Cooper (155)
- 19 SB 779 - Harris (110)
- 20 SB 822, E.C. - Sater
- 21 HCS SS SCS SB 892 - Cunningham (145)
- 22 HCS SB 908 - St. Onge
- 23 HCS SCS SB 1064 - St. Onge
- 24 HCS SB 735 - Pratt
- 25 SB 1101 - Schlottach
- 26 HCS SCS SB 1175 - Nance
- 27 SCS SB 1221 - Wasson
- 28 HCS SS SCS SB 590 - Kingery
- 29 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 30 HCS SS SCS SB 825 - Pearce
- 31 HCS SCS SB 915 - Rector
- 32 HCS SB 951 - Nance
- 33 HCS SB 1002 - Black
- 34 SS SB 1066 - Rector
- 35 HCS SB 1124, (Fiscal Review 4-26-06) - Behnen
- 36 SB 643 - Smith (118)
- 37 HCS SS SCS SB 894, E.C. - Baker (123)
- 38 HCS SS SCS SB 912 - Baker (123)
- 39 HCS SCS SB 925 - Bivins

HOUSE BILL WITH SENATE AMENDMENTS

SCS HB 1865, as amended - Bearden

BILLS IN CONFERENCE

- 1 SCS HB 1001 - Icet
- 2 SCS HCS HB 1002 - Icet
- 3 SCS HCS HB 1003 - Icet
- 4 SCS HCS HB 1004 - Icet
- 5 SCS HCS HB 1005 - Icet
- 6 SCS HCS HB 1006 - Icet
- 7 SCS HCS HB 1007 - Icet
- 8 SCS HB 1008 - Icet
- 9 SCS HB 1009 - Icet
- 10 SCS HCS HB 1010 - Icet
- 11 SCS HCS HB 1011 - Icet
- 12 SCS HCS HB 1012 - Icet
- 13 SCS HB 1013 - Icet
- 14 SCS HCS HB 1270 & 1027, as amended - Behnen
- 15 HCS SCS SBs 1001, 896 & 761, as amended, E.C. - St. Onge
- 16 HCS SCS SB 932 - Wilson (119)

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon

HOUSE RESOLUTION

HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTY-FOURTH DAY, MONDAY, MAY 1, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

O LORD our God, in You we take refuge and put our trust; our hearts rest with You and we are helped.

Lord God, we pay attention to Your counsel and by Wisdom You make Your Words known to us. You have said in Your Word, "whoever listens to Me will have security. He will be safe, with no reason to be afraid."

We refuse to worry about tomorrow's schedule or fret over last week's deliberations; for tomorrow will care for itself and each day has enough trouble of its own. With Your help, we focus on today's schedule while holding fast to good judgment, excellence, and integrity.

We are thankful, as always, for family, friends and safe passage to and from home.

Now may the grace of our Lord rest and abide with us all.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-third day was approved as corrected.

HOUSE RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 2827

through

House Resolution No. 2881 - Representative Jetton

House Resolution No. 2882

through

House Resolution No. 2888 - Representative Scharnhorst

House Resolution No. 2889

and

House Resolution No. 2890 - Representative Wright-Jones

House Resolution No. 2891 - Representative Quinn

House Resolution No. 2892 - Representative Scharnhorst

House Resolution No. 2893 - Representative Moore

House Resolution No. 2894 - Representative Frame

House Resolution No. 2895	
through	
House Resolution No. 2908	- Representative Denison
House Resolution No. 2909	
through	
House Resolution No. 2912	- Representative Whorton
House Resolution No. 2913	- Representative Scharnhorst
House Resolution No. 2914	- Representative Jetton
House Resolution No. 2915	
and	
House Resolution No. 2916	- Representative Kingery
House Resolution No. 2917	- Representative Fraser
House Resolution No. 2918	- Representative Fares
House Resolution No. 2919	- Representative McGhee
House Resolution No. 2920	
through	
House Resolution No. 2922	- Representative Wood
House Resolution No. 2923	
through	
House Resolution No. 2948	- Representative Lager
House Resolution No. 2949	- Representative Moore
House Resolution No. 2950	
and	
House Resolution No. 2951	- Representative Dempsey
House Resolution No. 2952	- Representative Faith
House Resolution No. 2953	- Representative Jones
House Resolution No. 2954	- Representative Casey
House Resolution No. 2955	- Representatives Casey and Meadows
House Resolution No. 2956	
through	
House Resolution No. 2969	- Representative Schad
House Resolution No. 2970	
and	
House Resolution No. 2971	- Representative Smith (118)
House Resolution No. 2972	
through	
House Resolution No. 2987	- Representative Hobbs
House Resolution No. 2988	
through	
House Resolution No. 2996	- Representative Day
House Resolution No. 2997	- Representative Lowe (44)
House Resolution No. 2998	- Representative Flook
House Resolution No. 2999	- Representative Cooper (158)
House Resolution No. 3000	- Representative Spreng
House Resolution No. 3001	- Representative Robinson
House Resolution No. 3002	- Representative Wright-Jones

House Resolution No. 3003
and
House Resolution No. 3004 - Representative Curls

SECOND READING OF SENATE BILL

SCS SBs 1031 & 846 was read the second time.

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 1124** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

THIRD READING OF SENATE BILLS

SB 778, relating to watercraft registration fees, was taken up by Representative Cooper (155).

On motion of Representative Cooper (155), **SB 778** was truly agreed to and finally passed by the following vote:

AYES: 140

Aull	Avery	Baker 25	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Faith	Fares
Fisher	Flook	Franz	Fraser	Guest
Harris 23	Harris 110	Henke	Hobbs	Hoskins
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	Liese	Lipke	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Myers	Nance
Nolte	Oxford	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Richard	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wallace	Walsh	Walton

1330 *Journal of the House*

Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yaeger	Young	Zweifel	Mr Speaker

NOES: 012

Baker 123	Daus	Ervin	Frame	George
LeVota	Muschany	Nieves	Rector	Roark
Spreng	Yates			

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Boykins	Brooks	Brown 30	Haywood
Hubbard	Loehner	Parker	Schaaf	Wagner
Wright-Jones				

Speaker Jetton declared the bill passed.

Speaker Pro Tem Bearden assumed the Chair.

HCS SCS SB 773, relating to agriculture, was taken up by Representative Fisher.

Representative Myers offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 773, Page 25, Section 620.1500, Line 15, by deleting the word “and”; and

Further amend said bill, section, and page, Line 17, by deleting said line and inserting in lieu thereof the following:

**“biotechnology industry; and
(5) Apprising the governor of new developments in forestry technologies.”**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Myers, **House Amendment No. 1** was adopted.

Representative Lager offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 773, Page 1, In the Title, Line 2, by inserting after the section number "30.850," the section number "144.031,"; and

Further amend said bill, Page 1, In the Title, Line 4, by deleting the words "twenty-three" and inserting in lieu thereof the words "twenty-four"; and

Further amend said bill, Page 1, Section A, Line 1, by inserting after the section number "30.850," the section number "144.031,"; and

Further amend said bill, Page 1, Section A, Line 3, by deleting the words "twenty-three" and inserting in lieu thereof the words "twenty-four"; and

Further amend said bill, Page 1, Section A, Line 4, by inserting after the section number "30.850," the section number "144.031,"; and

Further amend said bill, Page 2, Section 30.850, Line 4, by inserting after all of said line the following:

"142.031. 1. As used in this section the following terms shall mean:

(1) "Biodiesel", fuel as defined in ASTM Standard D-6751 or its subsequent standard specifications for biodiesel fuel (B100) blend stock for distillate fuels;

(2) "Missouri qualified biodiesel producer", a facility that produces biodiesel, is registered with the United States Environmental Protection Agency according to the requirements of 40 CFR 79, and :

(a) At least fifty-one percent is owned by agricultural producers **who are residents of this state and who are** actively engaged in agricultural production for commercial purposes; **or**

(b) **At least eighty percent of the feedstock used by the facility originates in the state of Missouri. For purposes of this section, "feedstock" means a Missouri agriculture product as defined in section 348.400, RSMo.**

2. The "Missouri Qualified Biodiesel Producer Incentive Fund" is hereby created and subject to appropriations shall be used to provide economic subsidies to Missouri qualified biodiesel producers pursuant to this section. The director of the department of agriculture shall administer the fund pursuant to this section.

3. A Missouri qualified biodiesel producer shall be eligible for a monthly grant from the fund provided that [fifty-one percent of the feedstock originates in the state of Missouri and that] one hundred percent of the feedstock originates in the United States. **However, the director may waive the feedstock requirements on a month-to-month basis if the facility provides verification that adequate feedstock is not available.** A Missouri qualified biodiesel producer shall only be eligible for the grant for a total of sixty months unless such producers during the sixty months fail, due to a lack of appropriations, to receive the full amount from the fund for which the producers were eligible, in which case such producers shall continue to be eligible for up to twenty-four additional months or until they have received the maximum amount of funding for which such producers were eligible during the original sixty-month time period. The amount of the grant is determined by calculating the estimated gallons of qualified biodiesel produced during the preceding month from Missouri agricultural products, as certified by the department of agriculture, and applying such figure to the per-gallon incentive credit established in this subsection. Each Missouri qualified biodiesel producer shall be eligible for a total grant in any fiscal year equal to thirty cents per gallon for the first fifteen million gallons of qualified biodiesel produced from Missouri agricultural products in the fiscal year plus ten cents per gallon for the next fifteen million gallons of qualified biodiesel produced from Missouri agricultural products in the fiscal year. All such qualified biodiesel produced by a Missouri qualified biodiesel producer in excess of thirty million gallons shall not be applied to the computation of a grant pursuant to this subsection. The department of agriculture shall pay all grants for a particular month by the fifteenth day after receipt and approval of the application described in subsection 4 of this section.

4. In order for a Missouri qualified biodiesel producer to obtain a grant from the fund, an application for such funds shall be received no later than fifteen days following the last day of the month for which the grant is sought. The application shall include:

(1) The location of the Missouri qualified biodiesel producer;

(2) The average number of citizens of Missouri employed by the Missouri qualified biodiesel producer in the preceding month, if applicable;

(3) The number of bushel equivalents of Missouri agricultural commodities used by the Missouri qualified biodiesel producer in the production of biodiesel in the preceding month;

(4) The number of gallons of qualified biodiesel the producer manufactures during the month for which the grant is applied;

(5) A copy of the qualified biodiesel producer license required pursuant to subsection 5 of this section, name and address of surety company, and amount of bond to be posted pursuant to subsection 5 of this section; and

(6) Any other information deemed necessary by the department of agriculture to adequately ensure that such grants shall be made only to Missouri qualified biodiesel producers.

5. The director of the department of agriculture, in consultation with the department of revenue, shall promulgate rules and regulations necessary for the administration of the provisions of this section.

6. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions

of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

7. The provisions of this section shall expire on December 31, 2009. However, Missouri qualified biodiesel producers receiving any grants awarded prior to the expiration date of this section shall continue to be eligible for the remainder of the original sixty-month time period under the same terms and conditions of this section unless such producer during those sixty months failed, due to a lack of appropriations, to receive the full amount from the fund for which he or she was eligible. In that case, such producers shall continue to be eligible for up to twenty-four additional months or until they have received the maximum amount of funding for which they were eligible during the original sixty-month time period."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Lager, **House Amendment No. 2** was adopted.

Representative Schlottach offered **House Amendment No. 3**.

Representative Flook raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Cooper (120) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 773, Section 144.054, Page 10, Line 14, by deleting the word "**meat**" and inserting in lieu thereof the phrase "**animal slaughtering**"; and

Further amend said page, Line 16, by inserting after the number "**322121**" the following:

"and 311611"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cooper (120), **House Amendment No. 4** was adopted.

Representative Dethrow offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 773, Section 144.030, Page 10, Line 279, by inserting an open "[" bracket before the period and a closing bracket and semi-colon "]" ;" after said period on said line; and

Further amend said line, by inserting after all of said line the following:

"(40) All sales of fencing materials used for agricultural purposes."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dethrow, **House Amendment No. 5** was adopted.

Representative Dake offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 773, Page 25, Section 570.030, Line 61, by inserting after all of said line the following:

- "578.409. 1. Any person who violates section 578.407:
- (1) Shall be guilty of a misdemeanor for each such violation unless the loss, theft, or damage to the animal facility exceeds [three] **two** hundred dollars in value;
 - (2) Shall be guilty of a class D felony if the loss, theft, or damage to the animal facility property exceeds [three] **two** hundred dollars in value but does not exceed [ten] **five** thousand dollars in value;
 - (3) Shall be guilty of a class C felony if the loss, theft, or damage to the animal facility property exceeds [ten] **five** thousand dollars in value but does not exceed [one hundred] **seventy-five** thousand dollars in value;
 - (4) Shall be guilty of a class B felony if the loss, theft, or damage to the animal facility exceeds [one hundred] **seventy-five** thousand dollars in value.
2. Any person who intentionally agrees with another person to violate section 578.407 and commits an act in furtherance of such violation shall be guilty of the same class of violation as provided in subsection 1 of this section.
3. In the determination of the value of the loss, theft, or damage to an animal facility, the court shall conduct a hearing to determine the reasonable cost of replacement of materials, data, equipment, animals, and records that were damaged, destroyed, lost, or cannot be returned, as well as the reasonable cost of lost production funds and repeating experimentation that may have been disrupted or invalidated as a result of the violation of section 578.407.
4. Any persons found guilty of a violation of section 578.407 shall be ordered by the court to make restitution, jointly and severally, to the owner, operator, or both, of the animal facility, in the full amount of the reasonable cost as determined under subsection 3 of this section.
5. Any person who has been damaged by a violation of section 578.407 may recover all actual and consequential damages, punitive damages, and court costs, including reasonable attorneys' fees, from the person causing such damage.
6. Nothing in sections 578.405 to 578.412 shall preclude any animal facility injured in its business or property by a violation of section 578.407 from seeking appropriate relief under any other provision of law or remedy including the issuance of an injunction against any person who violates section 578.407. The owner or operator of the animal facility may petition the court to permanently enjoin such persons from violating sections 578.405 to 578.412 and the court shall provide such relief."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Dake moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Dake appealed the ruling of the Chair.

The ruling of the Chair was sustained by the following vote:

AYES: 103

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bowman	Bruns	Chinn	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz

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Fraser	Guest	Hobbs	Hunter	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Kratky	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Rector
Richard	Roark	Robb	Rucker	Ruestman
Rupp	Sander	Sater	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Villa	Wagner
Wallace	Walsh	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Young	Mr Speaker		

NOES: 052

Aull	Baker 25	Bland	Bogetto	Boykins
Bringer	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Donnelly
Dougherty	El-Amin	Frame	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hughes
Johnson 90	Jolly	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Oxford
Page	Robinson	Roorda	Salva	Schoemehl
Shoemyer	Skaggs	Spreng	Storch	Swinger
Vogt	Walton	Whorton	Wildberger	Witte
Yaeger	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brooks	Brown 30	Hubbard	Johnson 61
Quinn	Schaaf	Wright-Jones		

Representative Harris (23) offered **House Amendment No. 7**.

Representative Flook raised a point of order that **House Amendment No. 7** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Fisher, **HCS SCS SB 773, as amended**, was adopted.

On motion of Representative Fisher, **HCS SCS SB 773, as amended**, was read the third time and passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120

Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 002

Dake Lowe 44

ABSENT WITH LEAVE: 005

Bean Brooks Brown 30 Hubbard Wright-Jones

Speaker Pro Tem Bearden declared the bill passed.

HCS SB 980, relating to teaching and nursing scholarships, was taken up by Representative Moore.

Representative Moore offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 980, Page 1, Section 173.232, Lines 11 to 13, by deleting all of said lines and inserting in lieu thereof the following:

“located in Missouri. Such amount shall be paid by funds appropriated to the department.”; and

Further amend said bill, Page 2, Section 173.232, Line 21, by deleting the following:

“and a local school district”; and

Further amend said bill, Page 3, Section 173.232, Line 50, by deleting the following:

“and the local school district”; and

Further amend said bill, Page 3, Section 173.232, Line 55, by inserting immediately after the word **“section”** the following:

“; provided that twenty-five percent of such amount, not subject to repayment, shall be repaid by the local school district to the department”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Moore, **House Amendment No. 1** was adopted.

On motion of Representative Moore, **HCS SB 980, as amended**, was adopted.

On motion of Representative Moore, **HCS SB 980, as amended**, was read the third time and passed by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean Brooks Brown 30 Wright-Jones

Speaker Pro Tem Bearden declared the bill passed.

HCS SS#2 SCS SB 583, relating to the Vehicle Emissions Inspection Program, was taken up by Representative Lembke.

On motion of Representative Lembke, **HCS SS#2 SCS SB 583** was adopted.

On motion of Representative Lembke, **HCS SS#2 SCS SB 583** was read the third time and passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Sander
Sater	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 005

Casey Henke Salva Wagner Walton

PRESENT: 002

Brooks Lowe 44

ABSENT WITH LEAVE: 003

Bean Brown 30 Schaaf

Speaker Pro Tem Bearden declared the bill passed.

HCS SB 1017, relating to agricultural programs, was taken up by Representative Loehner.

Representative Loehner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 1017, Page 5, Section 348.505, Line 13, by inserting immediately after said line the following:

“The amount of the tax credits that may be issued to all eligible lenders claiming tax credits authorized in this section in a fiscal year shall not exceed two hundred thousand dollars.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Loehner, **House Amendment No. 1** was adopted.

Representative Loehner offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 1017, Page 1, Section A, Line 3, by inserting immediately after said line the following:

“30.750. As used in sections 30.750 to 30.767, the following terms mean:

(1) "Eligible agribusiness", a person engaged in the processing or adding of value to agricultural products produced in Missouri;

(2) "Eligible beginning farmer",

(a) For any beginning farmer who seeks to participate in the linked deposit program alone, a farmer who:

a. Is a Missouri resident;

b. Wishes to borrow for a farm operation located in Missouri;

c. Is at least eighteen years old; and

d. In the preceding five years has not owned, either directly or indirectly, farm land greater than fifty percent of the average size farm in the county where the proposed farm operation is located or farm land with an appraised value greater than four hundred fifty thousand dollars.

A farmer who qualifies as an eligible farmer under this provision may utilize the proceeds of a linked deposit loan to purchase agricultural land, farm buildings, new and used farm equipment, livestock and working capital;

(b) For any beginning farmer who is participating in both the linked deposit program and the beginning farmer loan program administered by the Missouri agriculture and small business development authority, a farmer who:

a. Qualifies under the definition of a beginning farmer utilized for eligibility for federal tax-exempt financing, including the limitations on the use of loan proceeds; and

b. Meets all other requirements established by the Missouri agriculture and small business development authority;

(3) "Eligible facility borrower", a borrower qualified under section 30.860 to apply for a reduced-rate loan under sections 30.750 to 30.767;(4) "Eligible farming operation", any person engaged in farming in an authorized farm corporation, family farm, or family farm corporation as defined in section 350.010, RSMo, that has all of the following characteristics:

(a) Is headquartered in this state;

(b) Maintains offices, operating facilities, or farming operations and transacts business in this state;

(c) Employs less than ten employees;

(d) Is organized for profit;

(e) Possesses not more than sixty percent equity, where "percent equity" is defined as total assets minus total liabilities divided by total assets, except that an otherwise eligible farming operation applying for a loan for the purpose of installing or improving a waste management practice in order to comply with environmental protection regulations shall be exempt from this eligibility requirement;

(4) "Eligible farming operation", any person engaged in farming in an authorized farm corporation, family farm, or family farm corporation as defined in section 350.010, RSMo, that has all of the following characteristics:

(a) Is headquartered in this state;

(b) Maintains offices, operating facilities, or farming operations and transacts business in this state;

(c) Employs less than ten employees;

(d) Is organized for profit;

(e) Possesses not more than sixty percent equity, where "percent equity" is defined as total assets minus total liabilities divided by total assets, except that an otherwise eligible farming operation applying for a loan for the purpose of installing or improving a waste management practice in order to comply with environmental protection regulations shall be exempt from this eligibility requirement;

(5) "Eligible higher education institution", any approved public or private institution as defined in section 173.205, RSMo;

(6) "Eligible job enhancement business", a new, existing or expanding firm operating in Missouri **or as a condition of accepting the linked deposit will locate a facility or office in Missouri associated with said linked deposit** which employs ten or more employees **in Missouri** on a yearly average and which, as nearly as possible, is able to establish or retain at least one job in Missouri for each [twenty-five] **fifty** thousand dollars received from a linked deposit loan **except that the state treasurer may at her discretion approve a linked deposit at an amount higher than fifty thousand dollars per employee if the applicant can demonstrate significant costs for equipment, capital outlay or construction associated with the physical expansion, renovation, or modernization of a facility or equipment;**

(7) "Eligible lending institution", a financial institution that is eligible to make commercial or agricultural or student loans or discount or purchase such loans, is a public depository of state funds or obtains its funds through the issuance of obligations, either directly or through a related entity, eligible for the placement of state funds under the provisions of section 15, article IV, Constitution of Missouri, and agrees to participate in the linked deposit program;

(8) "Eligible livestock operation", any person engaged in production of livestock or poultry in an authorized farm corporation, family farm, or family farm corporation as defined in section 350.010, RSMo;

(9) "Eligible marketing enterprise", a business enterprise operating in this state which is in the process of marketing its goods, products or services within or outside of this state or overseas, which marketing is designed to increase manufacturing, transportation, mining, communications, or other enterprises in this state, which has proposed its marketing plan and strategy to the department of economic development and which plan and strategy has been approved by the department for purposes of eligibility pursuant to sections 30.750 to 30.767. Such business enterprise shall conform to the characteristics of paragraphs (a), (b) and (d) of subdivision (4) of this section and also employ less than twenty-five employees;

(10) "Eligible multitenant development enterprise", a new enterprise that develops multitenant space for targeted industries as determined by the department of economic development and approved by the department for the purposes of eligibility pursuant to sections 30.750 to 30.767;

(11) "Eligible residential property developer", an individual who purchases and develops a residential structure of either two or four units, if such residential property developer uses and agrees to continue to use, for at least the five years immediately following the date of issuance of the linked deposit loan, one of the units as his principal residence or if such person's principal residence is located within one-half mile from the developed structure and such person

agrees to maintain the principal residence within one-half mile of the developed structure for at least the five years immediately following the date of issuance of the linked deposit loan;

(12) "Eligible residential property owner", a person, firm or corporation who purchases, develops or rehabilitates a multifamily residential structure;

(13) "Eligible small business", a person engaged in an activity with the purpose of obtaining, directly or indirectly, a gain, benefit or advantage and which conforms to the characteristics of paragraphs (a), (b) and (d) of subdivision (4) of this section, and also employs less than twenty-five employees;

(14) "Eligible student borrower", any person attending, or the parent of a dependent undergraduate attending, an eligible higher education institution in Missouri who may or may not qualify for need-based student financial aid calculated by the federal analysis called Congressional Methodology Formula pursuant to 20 U.S.C. 1078, as amended (the Higher Education Amendments of 1986);

(15) "Eligible water supply system", a water system which serves fewer than fifty thousand persons and which is owned and operated by:

- (a) A public water supply district established pursuant to chapter 247, RSMo; or
- (b) A municipality or other political subdivision; or
- (c) A water corporation;

and which is certified by the department of natural resources in accordance with its rules and regulations to have suffered a significant decrease in its capacity to meet its service needs as a result of drought;

(16) "Farming", using or cultivating land for the production of agricultural crops, livestock or livestock products, forest products, poultry or poultry products, milk or dairy products, or fruit or other horticultural products;

(17) "Linked deposit", a certificate of deposit, or in the case of production credit associations, the subscription or purchase outright of obligations described in section 15, article IV, Constitution of Missouri, placed by the state treasurer with an eligible lending institution at rates otherwise provided by law in section 30.758, provided the institution agrees to lend the value of such deposit, according to the deposit agreement provided in sections 30.750 to 30.767, to eligible small businesses, farming operations, eligible job enhancement businesses, eligible marketing enterprises, eligible residential property developers, eligible residential property owners, eligible agribusinesses, eligible beginning farmers, eligible livestock operations, eligible student borrowers, eligible facility borrowers, or eligible water supply systems at below the present borrowing rate applicable to each small business, farming operation, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, or supply system at the time of the deposit of state funds in the institution;

(18) "Market rate", the interest rate tied to federal government securities and more specifically described in subsection 4 of section 30.260;

(19) "Water corporation", as such term is defined in section 386.020, RSMo;

(20) "Water system", as such term is defined in section 386.020, RSMo.; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Quinn offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for Senate Bill No. 1017, Page 3, Lines 14 through 17, by deleting all of said lines and inserting in lieu thereof the symbol “,”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Quinn, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Loehner, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Loehner, **HCS SB 1017, as amended**, was adopted.

On motion of Representative Loehner, **HCS SB 1017, as amended**, was read the third time and passed by the following vote:

AYES: 160

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Spreng	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 003

Bean	Boykins	Brown 30
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Speaker Pro Tem Bearden declared the bill passed.

HCS SB 840, relating to highways and bridges, was taken up by Representative St. Onge.

Representative Nieves assumed the Chair.

Representative Jetton offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 840, Page 4, Section 227.299, Lines 61 and 62, by deleting all of said lines and inserting in lieu thereof the following:

"[8.]7. Highway or bridge designations **on the state highway system** honoring **fallen** law enforcement officers [or], members of the armed forces killed in the line of duty, **or state employees killed while serving the state** shall not be"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Jetton, **House Amendment No. 1** was adopted.

On motion of Representative St. Onge, **HCS SB 840, as amended**, was adopted.

On motion of Representative St. Onge, **HCS SB 840, as amended**, was read the third time and passed by the following vote:

AYES: 160

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 001

Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 002

Bean

Brown 30

Representative Nieves declared the bill passed.

MOTION

Representative Dempsey moved that **SCS SB 1221** be recommitted to the Committee on Crime Prevention and Public Safety.

Which motion was adopted.

PERFECTION OF HOUSE BILL - INFORMAL

HCS HBs 1783 & 1479, relating to a scholarships tax credit program, was taken up and placed back on the Informal Calendar.

Speaker Jetton resumed the Chair.

Representative Pratt assumed the Chair.

HOUSE BILL WITH SENATE AMENDMENTS

SCS HB 1865, as amended, relating to higher education, was taken up by Representative Bearden.

Representative Bearden moved that the House refuse to adopt **SCS HB 1865, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hoskins	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Loehner	Marsh	May
McGhee	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson

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Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 064

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Spreng	Storch	Swinger	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Schneider	Young
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APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SCS SB 932: Representatives Wilson (119), Johnson (47), Smith (118), Wagner and Robinson
HCS SCS SBs 1001, 896 & 761: Representatives St. Onge, Parson, Schlottach, Daus and Henke

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 2019 - Rules

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 589 - Judiciary

SCS SBs 1031 & 846 - Utilities

COMMITTEE REPORTS

Special Committee on Urban Issues, Chairman Hoskins reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 1853**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SS SCS SB 969**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HR 1930**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 49**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCR 24**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCR 31**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SS SCS SB 718**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 780**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 805**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 882**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 938**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS#2 SCS SBs 1014 & 730**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 1023**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 1081**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SS SCS SB 1236**, begs leave to report it has examined the same and recommends that it **Do Pass**.

WITHDRAWAL OF HOUSE BILL

May 1, 2006

Stephen Davis
Chief Clerk
State Capitol, Room 307

Dear Stephen,

I would like to have **House Bill No. 1993**, of which I am the sponsor, withdrawn. Thank you for your time.

Sincerely,

/s/ Bob Dixon

RECESS

Representative Dempsey moved that the House stand in recess until the Conference Committee Reports on **SCS HB 1001, SCS HCS HB 1002, SCS HCS HB 1003, SCS HCS HB 1004, SCS HCS HB 1005, SCS HCS HB 1006, SCS HCS HB 1007, SCS HB 1008, SCS HB 1009, SCS HCS HB 1010, SCS HCS HB 1011, SCS HCS HB 1012** and **SCS HB 1013** have been distributed.

The hour of recess having expired, the House was called to order by Speaker Jetton.

CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1001

The Conference Committee appointed on Senate Committee Substitute for House Bill No. 1001, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Bill No. 1001.
2. That the House recede from its position on House Bill No. 1001.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Bill No. 1001, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden
/s/ Margaret Donnelly
/s/ Wes Shoemyer

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1002**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1002, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1002.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1002.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1002, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1003**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1003, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1003.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1003.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1003, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden
/s/ Michael Brown
/s/ Barbara Fraser

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1004**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1004, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1004.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1004.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1004, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden
/s/ Margaret Donnelly
/s/ Robin Wright-Jones

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1005**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1005, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1005.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1005.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1005, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1006**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1006, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1006.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1006.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1006, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden
/s/ Belinda Harris
/s/ Jim Whorton

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1007**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1007, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1007.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1007.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1007, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1008**

The Conference Committee appointed on Senate Committee Substitute for House Bill No. 1008, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Bill No. 1008.
2. That the House recede from its position on House Bill No. 1008.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Bill No. 1008, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden
/s/ Ed Wildberger
/s/ Jeff Roorda

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1009**

The Conference Committee appointed on Senate Committee Substitute for House Bill No. 1009, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Bill No. 1009.
2. That the House recede from its position on House Bill No. 1009.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Bill No. 1009, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden
/s/ Ed Wildberger
/s/ Amber Boykins

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1010**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1010, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1010.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1010.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1010, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1011**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1011, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1011.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1011.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1011, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1012**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1012, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1012.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1012.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1012, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1013**

The Conference Committee appointed on Senate Committee Substitute for House Bill No. 1013, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Bill No. 1013.
2. That the House recede from its position on House Bill No. 1013.

3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Bill No. 1013, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Gary Nodler
/s/ Robert Mayer
/s/ Pat Dougherty
/s/ Joan Bray

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden
/s/ Margaret Donnelly
/s/ Rachel Storch

ADJOURNMENT

On motion of Speaker Jetton, the House adjourned until 10:00 a.m., Tuesday, May 2, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Sixty-third Day, Thursday, April 27, 2006, Page 1312, Line 4, by deleting the numerals “795” and inserting in lieu thereof the numerals “765”.

AFFIDAVITS

I, State Representative Amber Boykins, District 60, hereby state and affirm that my vote as recorded on the motion to truly agree to and finally pass SB 778 as recorded in the House Journal for Monday, May 1, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2006.

/s/ Amber Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Amber Boykins, District 60, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS SB 1017 as recorded in the House Journal for Monday, May 1, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2006.

/s/ Amber Boykins
State Representative

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State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Belinda Harris, District 110, hereby state and affirm that my vote as recorded on Page 1302 of the House Journal for Thursday, April 27, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 1st day of May 2006.

/s/ Belinda Harris
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 1st day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

AGRICULTURE POLICY

Tuesday, May 2, 2006, 12:00 p.m. Hearing Room 1.
Possible Executive session.
Public hearing to be held on: SCS SB 1222

BUDGET

Thursday, May 4, 2006, 9:00 a.m. Hearing Room 3.
Tax credit presentation.
Executive session may follow.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, May 2, 2006, 6:00 p.m. Hearing Room 1.
Committee will convene at 6:00 p.m. or upon afternoon recess.
Executive session may follow. AMENDED
Public hearings to be held on: SB 770, SB 873,
SCS SBs 1185, 1163, 1174, 1200 & 1225, SCS SB 1221

FISCAL REVIEW

Tuesday, May 2, 2006, 9:00 a.m. Hearing Room 5.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow.

FISCAL REVIEW

Wednesday, May 3, 2006, 9:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow.

FISCAL REVIEW

Thursday, May 4, 2006, 9:00 a.m. Hearing Room 4.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 8, 2006, 10:00 a.m. Hearing Room 6.
Legislative Budget Office.
Some portions of the meeting may be closed pursuant to Section 610.021.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Tuesday, May 9, 2006, Hearing Room 3 upon morning recess.
Vote on license plate.
Executive session.

JUDICIARY

Tuesday, May 2, 2006, 12:00 p.m. Hearing Room 4.
Executive session may follow.
Public hearings to be held on: HB 1635, HB 1807, SB 1072

RULES [PURSUANT TO RULE 25(26)(f)]

Tuesday, May 2, 2006, 6:00 p.m. Hearing Room 6.
Committee will convene upon afternoon recess or 6:00 p.m.
Public hearings to be held on: HCR 46, HCS HB 1327, HB 1853,
HCS SS SCS SB 969, HCS SCS SB 646, HCS SCS SB 746,
HCS SS SCS SB 1229

SPECIAL COMMITTEE ON GENERAL LAWS

Tuesday, May 2, 2006, 9:30 a.m. House Chamber side gallery.
Executive session only. CANCELLED

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Tuesday, May 2, 2006, 12:00 p.m. Hearing Room 5.
Executive session will be held. AMENDED
Public hearing to be held on: SS SCS SBs 1210, 1244 & 844

SPECIAL COMMITTEE ON IMMIGRATION REFORM

Tuesday, May 2, 2006, 8:00 a.m. Hearing Room 4.

Executive session may be held.

Public hearing to be held on: SCS SB 1250

TRANSPORTATION

Tuesday, May 2, 2006, Hearing Room 3 upon morning recess.

Executive session may follow.

Public hearing to be held on: SCS SB 961

TRANSPORTATION

Wednesday, May 3, 2006, 9:00 a.m. Hearing Room 1.

Executive session may follow.

Public hearing to be held on: HB 2061

VETERANS

Wednesday, May 3, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearing to be held on: SJR 26

HOUSE CALENDAR

SIXTY-FIFTH DAY, TUESDAY, MAY 2, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HJR 55, as amended - Lipke
- 5 HCS HJR 31 - Cunningham (86)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HBs 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter

- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge
- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HB 1651 & 1608 - Yates
- 23 HB 1930 - Hubbard
- 24 HB 2111 - Hubbard
- 25 HCS HB 1868 - Faith
- 26 HCS HB 2040 - Richard
- 27 HB 1537 - Schaaf
- 28 HCS HB 2047 - Johnson (47)
- 29 HCS#2 HBs 2008, 1218 & 1062 - Muschany
- 30 HB 1946 - El-Amin
- 31 HB 1184 - Stevenson
- 32 HCS HBs 1340, 1549, 1918 & 1998 - Schlottach
- 33 HCS HB 1968 - Zweifel
- 34 HCS HB 1147 - Bivins
- 35 HCS HB 1465 - Hunter
- 36 HCS HB 1600 - Viebrock
- 37 HCS HB 1730 - Schlottach
- 38 HCS HB 1089 - Schaaf
- 39 HCS HB 1751 - Munzlinger
- 40 HCS HBs 1273 & 1136 - Baker (123)

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HBs 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HBs 1660 & 1269, as amended - Behnen
- 3 HCS HB 1620 - Sutherland
- 4 HCS HB 1141 - Jackson
- 5 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 6 HB 1499, as amended - May
- 7 HCS HB 1080, HA 1, pending - Schaaf

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 31, (4-24-06, Pages 1206-1207) - Fraser

SENATE BILLS FOR THIRD READING - CONSENT

- 1 SB 900 - Moore
- 2 SCS SB 1117 - Bruns
- 3 SB 558 - Rector
- 4 HCS SB 725 - Johnson (47)
- 5 SCS SB 749 - Ruestman
- 6 HCS SB 819 - Emery
- 7 SB 828 - Behnen
- 8 SB 871 - Daus
- 9 HCS SB 893 - Emery
- 10 SCS SB 934 - Tilley
- 11 SB 1016, E.C. - Schneider
- 12 SB 1020 - Moore
- 13 SB 1056 - Sutherland
- 14 SB 1094 - Wright (137)
- 15 SB 1155 - Tilley
- 16 SB 1177 - Dusenberg
- 17 SB 1207 - Black
- 18 SCS SB 580 - Baker (123)
- 19 SB 612, E.C. - Tilley
- 20 SB 618 - Baker (123)
- 21 SCS SB 650, E.C. - Dixon
- 22 SCS SBs 667, 704, 941, 956 & 987 - St. Onge
- 23 HCS SB 712, E.C. - Bruns
- 24 SCS SB 747 - Bearden
- 25 HCS SCS SB 756 - Behnen
- 26 HCS SCS SB 769, E.C. - Wright (159)
- 27 SB 785 - Roorda
- 28 SCS SB 830 - Silvey
- 29 HCS SB 834 - Wilson (130)
- 30 SB 845 - Johnson (90)
- 31 SCS SB 870, E.C. - Cooper (158)
- 32 SB 881 - Robinson
- 33 SB 919 - Rector
- 34 SB 931 - Parson
- 35 SB 964 - Jackson
- 36 SB 990, HCA 1 - Bruns
- 37 SCS#2 SB 1003, E.C. - Bruns
- 38 HCS SB 1045 - Stevenson
- 39 SB 1057 - Behnen
- 40 SCS SB 1059 - Roorda
- 41 SCS SB 1060 - Jackson
- 42 SB 1085 - Cooper (155)
- 43 HCS SCS SB 1086, E.C. - Kratky
- 44 HCS SCS SB 1122 - Schaaf
- 45 SB 1139 - Yaeger

- 46 SB 1146 - Pratt
- 47 HCS SB 1165 - Bivins
- 48 SB 1189 - Dempsey
- 49 SB 1197 - Viebrock
- 50 SB 1208 - Pratt
- 51 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 SB 766 - Bruns
- 2 SB 818 - Smith (118)
- 3 HCS SCS SB 878 - Stevenson
- 4 SCS SB 1026 - Day
- 5 HCS SCS SB 1048 - Schaaf
- 6 HCS SB 629 - Faith
- 7 HCS SB 697 - St. Onge
- 8 HCS SS SCS SBs 872, 754 & 669, as amended, HA 2, pending - St. Onge
- 9 SCS SB 1008 - Myers
- 10 HCS SB 1084, E.C. - Scharnhorst
- 11 HCS SS SB 696 - Flook
- 12 SB 726 - May
- 13 SB 779 - Harris (110)
- 14 SB 822, E.C. - Sater
- 15 HCS SS SCS SB 892 - Cunningham (145)
- 16 HCS SB 908 - St. Onge
- 17 HCS SCS SB 1064 - St. Onge
- 18 HCS SB 735 - Pratt
- 19 SB 1101 - Schlottach
- 20 HCS SCS SB 1175 - Nance
- 21 HCS SS SCS SB 590 - Kingery
- 22 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 23 HCS SS SCS SB 825 - Pratt
- 24 HCS SCS SB 915 - Rector
- 25 HCS SB 951 - Nance
- 26 HCS SB 1002 - Black
- 27 SS SB 1066 - Rector
- 28 HCS SB 1124 - Behnen
- 29 SB 643 - Smith (118)
- 30 HCS SS SCS SB 894, E.C. - Baker (123)
- 31 HCS SS SCS SB 912 - Baker (123)
- 32 HCS SCS SB 925 - Bivins
- 33 HCS SS SCS SB 832 - Johnson (47)
- 34 HCS SB 884 - Johnson (47)
- 35 HCS SB 965 - Threlkeld
- 36 HCS SCS SB 968 - Walsh

BILL CARRYING REQUEST MESSAGE

SCS HB 1865, as amended (request Senate recede/grant conference) - Bearden

BILLS IN CONFERENCE

- 1 CCR SCS HB 1001 - Icet
- 2 CCR SCS HCS HB 1002 - Icet
- 3 CCR SCS HCS HB 1003 - Icet
- 4 CCR SCS HCS HB 1004 - Icet
- 5 CCR SCS HCS HB 1005 - Icet
- 6 CCR SCS HCS HB 1006 - Icet
- 7 CCR SCS HCS HB 1007 - Icet
- 8 CCR SCS HB 1008 - Icet
- 9 CCS SCS HB 1009 - Icet
- 10 CCR SCS HCS HB 1010 - Icet
- 11 CCR SCS HCS HB 1011 - Icet
- 12 CCR SCS HCS HB 1012 - Icet
- 13 CCR SCS HB 1013 - Icet
- 14 SCS HCS HBs 1270 & 1027, as amended - Behnen
- 15 HCS SCS SBs 1001, 896 & 761, as amended, E.C. - St. Onge
- 16 HCS SCS SB 932 - Wilson (119)

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon
- 3 SCR 27, (3-16-06, Pages 631-632) - Cooper (158)

HOUSE RESOLUTION

HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTY-FIFTH DAY, TUESDAY, MAY 2, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

(The great gift of rainfall suggests several lines from the Hebrew scripture.)

Let us pray.

Thus says the Lord:

“I will give the seasonal rain to your land, the early rain and the late rain, that you may have your grain, wine and oil to gather in; and I will bring forth grass in your fields for your animals. Thus you may eat your fill.” (Deuteronomy 11:14-15)

Again, thus says the Lord:

“Let justice descend, O heavens, like dew from above, like gentle rain let the skies drop it down. Let the Earth open and salvation bud forth; let justice also spring up! I, the Lord, have created this.” (Isaiah 45:8)

Lord God, we, who have been elected to public office, have accepted the task of cultivating and distributing the justice You have rained down. May justice, alive with equity and crowned with mercy, guide our work and our decisions today and throughout the remainder of this Session.

We pray to You, who are our God forever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Savannah Frame, John Paul Myers, Helen Myers, Mary Beth Myers, Hannah Broyles, Jacquelyn Gunther, Shawnisha Ware and Nathan Lowrey.

The Journal of the sixty-fourth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3005 - Representatives Bogetto and Fares
House Resolution No. 3006 - Representative Bowman
House Resolution No. 3007
and
House Resolution No. 3008 - Representative Harris (110)

House Resolution No. 3009
through
House Resolution No. 3022 - Representative Shoemyer
House Resolution No. 3023
through
House Resolution No. 3025 - Representative Whorton
House Resolution No. 3026 - Representatives Roorda and Meadows
House Resolution No. 3027
through
House Resolution No. 3029 - Representative Roorda
House Resolution No. 3030 - Representatives Roorda and Meadows
House Resolution No. 3031
through
House Resolution No. 3033 - Representative Roorda
House Resolution No. 3034 - Representative Rupp
House Resolution No. 3035
and
House Resolution No. 3036 - Representative Shoemyer
House Resolution No. 3037 - Representatives Hubbard and Hoskins
House Resolution No. 3038 - Representative Deeken
House Resolution No. 3039 - Representative Jetton
House Resolution No. 3040
through
House Resolution No. 3052 - Representative Schad
House Resolution No. 3053
and
House Resolution No. 3054 - Representative Whorton

BILLS IN CONFERENCE

CCR SCS HB 1001, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HB 1001** was adopted by the following vote:

AYES: 150

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke

LeVota	Liese	Lipke	Loehner	Lowe 44
Marsh	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Spreng
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 001

Hughes

PRESENT: 000

ABSENT WITH LEAVE: 012

Avery	Bean	Bowman	Boykins	Brown 30
El-Amin	Jackson	Low 39	Meadows	Myers
Rucker	Wright 137			

On motion of Representative Icet, **CCS SCS HB 1001** was read the third time and passed by the following vote:

AYES: 144

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hubbard	Hunter	Icet	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Lowe 44	Marsh	McGhee	Meiners	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Oxford	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14

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Smith 118	Smith 150	Spreng	Stevenson	St. Onge
Storch	Sutherland	Swinger	Tilley	Viebrock
Villa	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Wright-Jones
Yates	Young	Zweifel	Mr Speaker	

NOES: 001

Hughes

PRESENT: 000

ABSENT WITH LEAVE: 018

Bean	Bowman	Brown 30	El-Amin	Hoskins
Jackson	Low 39	May	Meadows	Myers
Page	Parker	Rucker	Threlkeld	Vogt
Wagner	Wright 137	Yaeger		

Speaker Jetton declared the bill passed.

Speaker Pro Tem Bearden assumed the Chair.

CCR SCS HCS HB 1002, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HCS HB 1002** was adopted by the following vote:

AYES: 094

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Iceet	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 066

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett

Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Oxford	Page	Roark
Robinson	Roorda	Rucker	Salva	Schoemehl
Shoemyer	Skaggs	Storch	Swinger	Villa
Vogt	Wagner	Walsh	Walton	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 003

Bean	Brown 30	Spreng
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On motion of Representative Icet, **CCS SCS HCS HB 1002** was read the third time and passed by the following vote:

AYES: 090

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Icet	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 065

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Roark	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer

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Skaggs	Storch	Swinger	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	El-Amin	Jackson	Myers
Smith 118	Spreng	Wilson 119		

Speaker Pro Tem Bearden declared the bill passed.

CCR SCS HCS HB 1003, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HCS HB 1003** was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
Guest	Hobbs	Hunter	Icet	Jackson
Johnson 47	Jones	Kelly	Kingery	Kraus
Lager	Lembke	Lipke	Loehner	Marsh
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Richard	Robb	Ruestman
Rupp	Sander	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 150	Stevenson	St. Onge	Sutherland	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 061

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	El-Amin	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Oxford	Page
Roark	Robinson	Rucker	Salva	Schoemehl
Shoemyer	Skaggs	Storch	Swinger	Threlkeld
Villa	Wagner	Walsh	Walton	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Frame	Myers	Rector
Roorda	Sater	Smith 118	Spreng	Vogt

On motion of Representative Icet, **CCS SCS HCS HB 1003** was read the third time and passed by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
Guest	Hobbs	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Loehner	Marsh	May
McGhee	Meiners	Moore	Munzlinger	Muschany
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Robb	Ruestman
Rupp	Sander	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 150	Stevenson	St. Onge	Sutherland	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 064

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	El-Amin	Frame
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Oxford
Page	Roark	Robinson	Roorda	Rucker
Salva	Schoemehl	Shoemyer	Skaggs	Storch
Swinger	Threlkeld	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Hunter	Myers	Sater
Smith 118	Spreng			

Speaker Pro Tem Bearden declared the bill passed.

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

HCS SS#2 SCS SBs 1014 & 730 - Fiscal Review (Fiscal Note)

SUPPLEMENTAL CALENDAR

MAY 2, 2006

SENATE BILL FOR THIRD READING

HCS SS#2 SCS SBs 1014 & 730, E.C., (Fiscal Review 5-2-06) - Stevenson

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Joseph Behnen, John Behnen, Jason Vogel, Philip Vogel and J. J. Vogel.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3055 - Representative Cooper (120)
House Resolution No. 3056 - Representative Silvey
House Resolution No. 3057 - Representative Lipke
House Resolution No. 3058
through
House Resolution No. 3068 - Representative Day
House Resolution No. 3069
and
House Resolution No. 3070 - Representative Guest
House Resolution No. 3071
through
House Resolution No. 3085 - Representative Kratky
House Resolution No. 3086 - Representative Cunningham (145)
House Resolution No. 3087 - Representative Self

THIRD READING OF SENATE BILL

SCS SB 1026, relating to veterans' programs, was taken up by Representative Day.

On motion of Representative Day, **SCS SB 1026** was truly agreed to and finally passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kuessner	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Young	Zweifel	Mr Speaker		

NOES: 003

Kraus	Lager	Yates
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PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Bland	Brown 30	Rucker	Spreng
Sutherland	Walton			

Speaker Jetton declared the bill passed.

BILLS IN CONFERENCE

CCR SCS HCS HB 1004, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HCS HB 1004** was adopted by the following vote:

AYES: 128

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Brooks	Bruns	Casey	Chinn
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	Guest	Harris 110	Hobbs	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	Liese
Lipke	Loehner	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Robb	Robinson	Roorda	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Whorton	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 030

Baker 25	Bringer	Brown 50	Burnett	Chappelle-Nadal
Dake	Darrough	Daus	Frame	Harris 23
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 90	LeVota	Low 39	Lowe 44	Oxford
Roark	Rucker	Salva	Schoemehl	Shoemyer
Skaggs	Storch	Vogt	Wildberger	Witte

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	George	Spreng	Walton
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On motion of Representative Icet, **CCS SCS HCS HB 1004** was read the third time and passed by the following vote:

AYES: 132

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Brooks	Bruns	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Fraser	Guest	Harris 110	Haywood
Hobbs	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Lager	Lampe
Lembke	Liese	Lipke	Loehner	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 028

Baker 25	Bringer	Brown 50	Burnett	Dake
Darrough	Daus	Frame	George	Harris 23
Henke	Hoskins	Hughes	Johnson 90	Kuessner
LeVota	Low 39	Lowe 44	Oxford	Roark
Salva	Schoemehl	Shoemyer	Skaggs	Storch
Vogt	Wildberger	Witte		

PRESENT: 000

ABSENT WITH LEAVE: 003

Bean	Brown 30	Spreng
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Speaker Jetton declared the bill passed.

CCR SCS HCS HB 1005, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HCS HB 1005** was adopted by the following vote:

AYES: 089

Avery	Bearden	Behnen	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 86	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dougherty	Emery
Faith	Fisher	Franz	Fraser	Guest
Hobbs	Hunter	Icet	Jackson	Johnson 47
Jones	Kelly	Kingery	Lembke	Liese
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parson	Pearce	Phillips
Pollock	Portwood	Quinn	Rector	Richard
Robb	Rucker	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wagner	Wallace	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Mr Speaker	

NOES: 063

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	Dusenberg	El-Amin	Ervin
Flook	Frame	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kraus	Kuessner
Lager	Lampe	LeVota	Low 39	Lowe 44
Meadows	Meiners	Oxford	Page	Pratt
Roark	Robinson	Roorda	Salva	Schoemehl
Shoemyer	Skaggs	Storch	Swinger	Villa
Vogt	Wildberger	Witte	Wright-Jones	Yaeger
Yates	Young	Zweifel		

PRESENT: 001

Walton

ABSENT WITH LEAVE: 010

Baker 123	Bean	Brooks	Brown 30	Cunningham 145
Fares	George	Parker	Spreng	Walsh

On motion of Representative Icet, **CCS SCS HCS HB 1005** was read the third time and passed by the following vote:

AYES: 090

Avery	Bearden	Behnen	Bivins	Black
Bowman	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Emery	Faith	Fares	Fisher
Franz	Guest	Hobbs	Hunter	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Lembke	Liese	Lipke	Loehner	Marsh
May	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Pearce	Phillips	Pollock	Portwood	Quinn
Rector	Richard	Robb	Rucker	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wagner	Wallace
Wasson	Wells	Weter	Whorton	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Mr Speaker

NOES: 062

Aull	Baker 25	Baker 123	Bland	Bogetto
Boykins	Bringer	Brooks	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	Dusenberg	Ervin	Flook
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kraus	Kuessner
Lager	Lampe	LeVota	Low 39	Lowe 44
Meadows	Oxford	Page	Pratt	Roark
Robinson	Roorda	Salva	Schoemehl	Shoemyer
Skaggs	Storch	Swinger	Villa	Vogt
Walton	Wildberger	Witte	Yaeger	Yates
Young	Zweifel			

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 010

Bean	Brown 30	Brown 50	Kratky	McGhee
Parson	Self	Spreng	Walsh	Wright-Jones

Speaker Jetton declared the bill passed.

CCR SCS HCS HB 1006, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HCS HB 1006** was adopted by the following vote:

AYES: 112

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bruns	Casey	Chinn
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 110	Hobbs	Hunter	Icet
Jackson	Johnson 47	Jones	Kingery	Kratky
Kraus	Lager	Lembke	Liese	Lipke
Loehner	Lowe 44	Marsh	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Robb
Robinson	Roorda	Rucker	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Threlkeld	Tilley	Viebrock	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 040

Baker 25	Bland	Bogetto	Bowman	Boykins
Bringer	Burnett	Chappelle-Nadal	Corcoran	Darrough
Daus	Donnelly	El-Amin	George	Harris 23
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kuessner	Lampe
LeVota	Low 39	Meadows	Oxford	Roark
Salva	Schoemehl	Skaggs	Villa	Vogt
Wildberger	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 005

Brooks	Brown 50	Shoemyer	Swinger	Witte
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ABSENT WITH LEAVE: 006

Bean	Brown 30	Kelly	Rupp	Spreng
Walsh				

On motion of Representative Icet, **CCS SCS HCS HB 1006** was read the third time and passed by the following vote:

AYES: 116

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Boykins	Brooks	Brown 50
Bruns	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Curls	Dake
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 110
Hobbs	Hubbard	Hunter	Icet	Jackson
Johnson 47	Jones	Kelly	Kingery	Kratky
Kraus	Lager	Lembke	Liese	Lipke
Loehner	Lowe 44	Marsh	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Robb	Robinson
Roorda	Rucker	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Tilley	Viebrock	Wagner	Wallace	Walton
Wasson	Wells	Weter	Whorton	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

NOES: 038

Baker 25	Bland	Bogetto	Bowman	Bringer
Burnett	Chappelle-Nadal	Corcoran	Darrough	Daus
Donnelly	El-Amin	George	Harris 23	Haywood
Henke	Hoskins	Hughes	Johnson 61	Johnson 90
Jolly	Kuessner	Lampe	LeVota	Low 39
Meadows	Oxford	Roark	Salva	Schoemehl
Skaggs	Villa	Vogt	Wildberger	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 003

Shoemyer	Swinger	Witte
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ABSENT WITH LEAVE: 006

Bean	Brown 30	Parker	Rupp	Spreng
Walsh				

Speaker Jetton declared the bill passed.

CCR SCS HCS HB 1007, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HCS HB 1007** was adopted by the following vote:

AYES: 126

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Brown 50	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Fraser	George	Guest
Harris 110	Hobbs	Hubbard	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Lager
Lampe	Liese	Lipke	Loehner	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wells	Weter
Whorton	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yates	Zweifel
Mr Speaker				

NOES: 028

Baker 25	Boykins	Bringer	Burnett	Chappelle-Nadal
Darrough	Daus	Donnelly	El-Amin	Frame
Harris 23	Haywood	Henke	Hoskins	Hughes
Johnson 90	Kuessner	LeVota	Low 39	Oxford
Roark	Salva	Schoemehl	Shoemyer	Storch
Wildberger	Yaeger	Young		

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 008

Bean	Brown 30	Bruns	Lembke	Page
Parker	Spreng	Wasson		

On motion of Representative Icet, **CCS SCS HCS HB 1007** was read the third time and passed by the following vote:

AYES: 135

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Brooks	Brown 50	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Fraser	Guest	Harris 110	Haywood
Hobbs	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Jolly	Jones	Kingery
Kraus	Lager	Lampe	Lembke	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Zweifel	Mr Speaker

NOES: 020

Baker 25	Bringer	Burnett	Darrough	El-Amin
Frame	Harris 23	Henke	Hoskins	Hughes
Johnson 90	Kuessner	LeVota	Oxford	Roark
Salva	Shoemyer	Storch	Wildberger	Young

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Bowman	Brown 30	Bruns	George
Kelly	Kratky	Spreng		

Speaker Jetton declared the bill passed.

CCR SCS HB 1008, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HB 1008** was adopted by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brown 50	Casey	Chinn
Chappelle-Nadal	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 006

Bringer	Burnett	Guest	Hoskins	Hughes
Roark				

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 006

Bean	Brown 30	Bruns	Cooper 120	Kelly
Spreng				

On motion of Representative Icet, **CCS SCS HB 1008** was read the third time and passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brown 50	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 006

Bringer	Burnett	Guest	Hoskins	Hughes
Roark				

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 006

Bean	Brown 30	Bruns	Casey	Kelly
Spreng				

Speaker Jetton declared the bill passed.

Speaker Pro Tem Bearden resumed the Chair.

CCR SCS HB 1009, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HB 1009** was adopted by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 004

Burnett	Hughes	LeVota	Roark
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PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Bruns	Smith 118	Spreng
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On motion of Representative Icet, **CCS SCS HB 1009** was read the third time and passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 004

Burnett	Hughes	LeVota	Roark
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PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Bruns	Nolte	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

CCR SCS HCS HB 1010, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HCS HB 1010** was adopted by the following vote:

AYES: 090

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Icet	Jackson	Jones	Kelly	Kingery
Lembke	Lipke	Loehner	Marsh	May
McGhee	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Robb	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 070

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	Dusenberg
El-Amin	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 47	Johnson 61	Johnson 90	Jolly
Kratky	Kraus	Kuessner	Lager	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Roark	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer
Skaggs	Storch	Swinger	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 003

Bean	Brown 30	Spreng
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On motion of Representative Icet, **CCS SCS HCS HB 1010** was read the third time and passed by the following vote:

AYES: 090

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Iceť	Jackson	Jones	Kelly	Kingery
Lembke	Lipke	Loehner	Marsh	May
McGhee	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Robb	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 069

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	Dusenberg
El-Amin	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 47	Johnson 61	Johnson 90	Jolly
Kraus	Kuessner	Lager	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Roark	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Kratky	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

CCR SCS HCS HB 1011, relating to appropriations, was taken up by Representative Icet.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 062

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Burnett	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	El-Amin	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Storch	Swinger
Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 002

Casey Dougherty

ABSENT WITH LEAVE: 004

Bean Brooks Brown 30 Spreng

On motion of Representative Icet, **CCR SCS HCS HB 1011** was adopted by the following vote:

AYES: 089

Avery	Bearden	Behnen	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fisher	Flook
Franz	Guest	Hobbs	Icet	Jackson
Johnson 47	Jones	Kelly	Kingery	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 070

Aull	Baker 25	Baker 123	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Daus	Donnelly	Dougherty
El-Amin	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Hunter	Johnson 61	Johnson 90	Jolly
Kratky	Kraus	Kuessner	Lager	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Roark	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer
Skaggs	Storch	Swinger	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Fares	Spreng
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On motion of Representative Icet, **CCS SCS HCS HB 1011** was read the third time and passed by the following vote:

AYES: 090

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Icet	Jackson	Johnson 47	Jones	Kelly
Kingery	Lembke	Lipke	Loehner	Marsh
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Robb
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 069

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Hunter	Johnson 61	Johnson 90	Jolly	Kratky
Kraus	Kuessner	Lager	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Roark	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Spreng	Wilson 119
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Speaker Pro Tem Bearden declared the bill passed.

CCR SCS HCS HB 1012, relating to appropriations, was taken up by Representative Icet.

CCR SCS HCS HB 1012 was laid over.

On motion of Representative Dempsey, the House recessed until 8:00 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Representative Richard.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3088 - Representative Black
House Resolution No. 3089 - Representative Storch
House Resolution No. 3090 - Representative Swinger
House Resolution No. 3091 - Representative Wood
House Resolution No. 3092
and
House Resolution No. 3093 - Representative Black
House Resolution No. 3094 - Representative Schlottach

Representative Nieves assumed the Chair.

THIRD READING OF SENATE BILLS - CONSENT

SCS SB 747, relating to used car dealer educational courses, was taken up by Representative Bearden.

On motion of Representative Bearden, **SCS SB 747** was truly agreed to and finally passed by the following vote:

AYES: 112

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bogetto	Bringer	Brown 50	Bruns
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 86	Darrough	Davis	Day
Deeken	Dempsey	Denison	Dixon	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	Guest
Hoskins	Hubbard	Hunter	Ice	Jackson
Johnson 47	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lembke	Liese
Lipke	Loehner	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parker
Parson	Pearce	Phillips	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Rucker	Ruestman	Rupp	Sander
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Smith 14
Stevenson	St. Onge	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Wagner	Wallace	Walton
Wasson	Weter	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yates	Young
Zweifel	Mr Speaker			

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NOES: 044

Aull	Baker 25	Bland	Bowman	Boykins
Brooks	Burnett	Chappelle-Nadal	Cunningham 145	Curls
Dake	Daus	Dethrow	Donnelly	Dougherty
Frame	George	Harris 23	Harris 110	Haywood
Hobbs	Hughes	Johnson 61	Johnson 90	Lampe
LeVota	Low 39	Lowe 44	Oxford	Pollock
Roorda	Salva	Sater	Skaggs	Smith 118
Smith 150	Storch	Villa	Vogt	Walsh
Wells	Wildberger	Wright-Jones	Yaeger	

PRESENT: 002

Henke Whorton

ABSENT WITH LEAVE: 005

Bean Brown 30 Kelly Marsh Spreng

Representative Nieves declared the bill passed.

Speaker Pro Tem Bearden resumed the Chair.

SB 900, relating to the Missouri Commission for the Deaf and Hard of Hearing Fund, was taken up by Representative Moore.

On motion of Representative Moore, **SB 900** was truly agreed to and finally passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lembke	Liese	Lipke	Loehner
Low 39	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl

Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 007

Burnett	Fraser	Hughes	Lampe	LeVota
Skaggs	Vogt			

PRESENT: 001

Lowe 44

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Spreng	Walsh
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Speaker Pro Tem Bearden declared the bill passed.

SCS SB 1117, relating to the Missouri Rx Plan Advisory Commission, was taken up by Representative Cooper (155).

On motion of Representative Cooper (155), **SCS SB 1117** was truly agreed to and finally passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14

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Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 003

Hughes	Whorton	Wildberger
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PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

SB 558, relating to experimental tariffs, was taken up by Representative Rector.

On motion of Representative Rector, **SB 558** was truly agreed to and finally passed by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter

Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

Representative Rupp assumed the Chair.

HCS SB 725, relating to alcoholic beverages, was taken up by Representative Johnson (47).

On motion of Representative Johnson (47), **HCS SB 725** was read the third time and passed by the following vote:

AYES: 125

Aull	Avery	Baker 25	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Brooks	Bruns	Burnett	Casey
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Curls	Dake	Daus	Day
Deeken	Dempsey	Denison	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Faith
Fares	Fisher	Frame	Fraser	George
Guest	Haywood	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Lager	Lampe	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Portwood	Quinn
Rector	Richard	Robb	Robinson	Roorda
Rucker	Ruestman	Rupp	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Shoemyer	Smith 14	Smith 118
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Weter
Whorton	Wilson 119	Witte	Wright 137	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 034

Baker 123	Bringer	Brown 50	Chinn	Cunningham 86
Darrough	Davis	Dethrow	Ervin	Flook
Franz	Harris 23	Harris 110	Henke	Icet
Jackson	Kelly	Kuessner	Lembke	McGhee

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Myers	Pollock	Pratt	Roark	Self
Silvey	Skaggs	Smith 150	Stevenson	Wells
Wildberger	Wilson 130	Wood	Wright 159	

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Representative Rupp declared the bill passed.

SCS SB 749, relating to interior designers, was taken up by Representative Ruestman.

On motion of Representative Ruestman, **SCS SB 749** was truly agreed to and finally passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 002

Whorton	Wildberger
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PRESENT: 000

ABSENT WITH LEAVE: 004

Bean Brown 30 Marsh Spreng

Representative Rupp declared the bill passed.

HCS SB 819, relating to licensing of engineers and surveyors, was taken up by Representative Emery.

On motion of Representative Emery, **HCS SB 819** was read the third time and passed by the following vote:

AYES: 158

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Cooper 155	Marsh	Spreng
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Representative Rupp declared the bill passed.

Speaker Pro Tem Bearden resumed the Chair.

SB 828, relating to dental hygiene services, was taken up by Representative Behnen.

On motion of Representative Behnen, **SB 828** was truly agreed to and finally passed by the following vote:

AYES: 158

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Iceet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wells 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Salva	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

SB 871, relating to the St. Louis police retirement system, was taken up by Representative Daus.

On motion of Representative Daus, **SB 871** was truly agreed to and finally passed by the following vote:

AYES: 158

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 001

Wildberger

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

HCS SB 893, relating to fire protection district taxes, was taken up by Representative Emery.

On motion of Representative Emery, **HCS SB 893** was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hunter
Iceet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 005

Bean	Brown 30	Hughes	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

SCS SB 934, relating to barber shop licenses, was taken up by Representative Tilley.

On motion of Representative Tilley, **SCS SB 934** was truly agreed to and finally passed by the following vote:

AYES: 158

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 001

Roorda

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

SB 1016, relating to a county tax rate deadline, was taken up by Representative Schneider.

On motion of Representative Schneider, **SB 1016** was truly agreed to and finally passed by the following vote:

AYES: 158

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Kraus	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal

Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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SB 1020, relating to fuel storage tanks, was taken up by Representative Moore.

On motion of Representative Moore, **SB 1020** was truly agreed to and finally passed by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes

Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

SB 1056, relating to improvement districts sales tax, was taken up by Representative Sutherland.

On motion of Representative Sutherland, **SB 1056** was truly agreed to and finally passed by the following vote:

AYES: 119

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bruns	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Daus	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Franz	Fraser	Guest
Henke	Hobbs	Hoskins	Hubbard	Hunter
Ice	Jackson	Johnson 47	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	Lipke	Loehner
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Richard
Robb	Robinson	Rucker	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst

Schlottach	Schneider	Schoemehl	Self	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yates	Young	Zweifel	Mr Speaker	

NOES: 040

Baker 25	Bogetto	Bowman	Boykins	Bringer
Brooks	Brown 50	Burnett	Casey	Curls
Dake	Darrough	Davis	Donnelly	Flook
Frame	George	Harris 23	Harris 110	Haywood
Hughes	Johnson 61	Johnson 90	LeVota	Liese
Low 39	Lowe 44	Meadows	Page	Rector
Roark	Roorda	Salva	Shoemyer	Walsh
Walton	Whorton	Wildberger	Wright-Jones	Yaeger

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

SB 1094, relating to business districts in Springfield, was taken up by Representative Wright (137).

On motion of Representative Wright (137), **SB 1094** was truly agreed to and finally passed by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard

Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

SB 1155, relating to patient care and nursing practices, was taken up by Representative Tilley.

On motion of Representative Tilley, **SB 1155** was truly agreed to and finally passed by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge

Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

SB 1177, relating to local registrars, was taken up by Representative Dusenberg.

On motion of Representative Dusenberg, **SB 1177** was truly agreed to and finally passed by the following vote:

AYES: 158

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Wildberger	Wilson 119	Wilson 130	Witte	Wood

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Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 001

Whorton

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

SB 1207, relating to county sales tax revenue, was taken up by Representative Black.

On motion of Representative Black, **SB 1207** was truly agreed to and finally passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Haywood	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 004

Bringer Harris 110 Henke Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean Brown 30 Marsh Spreng

Speaker Pro Tem Bearden declared the bill passed.

SCS SB 580, relating to educational and economic policy, was taken up by Representative Baker (123).

On motion of Representative Baker (123), **SCS SB 580** was truly agreed to and finally passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Bruns
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Daus	Davis	Day	Deeken	Dempsey
Denison	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 009

Brown 50	Burnett	Darrough	Dethrow	Ervin
Johnson 61	Roark	Schlottach	Whorton	

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Cooper 155	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

SB 612, relating to a conveyance in St. Francois County, was taken up by Representative Tilley.

On motion of Representative Tilley, **SB 612** was truly agreed to and finally passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Cooper 155	Day	Marsh
Spreng				

Speaker Pro Tem Bearden declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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SB 618, relating to child support payments, was taken up by Representative Baker (123).

On motion of Representative Baker (123), **SB 618** was truly agreed to and finally passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	LeVota	Lipke	Loehner	Low 39
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 007

Haywood	Johnson 61	Lembke	Liese	Lowe 44
Whorton	Wright-Jones			

PRESENT: 002

Boykins	Brooks
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ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Pro Tem Bearden declared the bill passed.

Speaker Jetton resumed the Chair.

SCS SB 650, relating to Missouri State University, was taken up by Representative Dixon.

On motion of Representative Dixon, **SCS SB 650** was truly agreed to and finally passed by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 007

Bringer	George	Johnson 90	Lowe 44	Skaggs
Wagner	Walsh			

PRESENT: 001

El-Amin

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 113

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Boykins	Bruns
Chinn	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Dake	Davis	Day	Deeken
Dempsey	Denison	Dixon	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Johnson 47
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
Liese	Lipke	Loehner	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Rucker	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wallace	Walton	Wasson	Wells	Weter
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 045

Baker 25	Bland	Bowman	Bringer	Brooks
Brown 50	Burnett	Casey	Chappelle-Nadal	Corcoran
Curls	Darrough	Daus	Dethrow	Donnelly
El-Amin	Frame	Fraser	George	Harris 110
Haywood	Henke	Hughes	Johnson 61	Johnson 90
LeVota	Low 39	Lowe 44	Meadows	Oxford
Roorda	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Vogt	Wagner	Walsh	Whorton
Wildberger	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 001

Harris 23

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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SCS SBs 667, 704, 941, 956 & 987, relating to memorial highways and bridges, was taken up by Representative St. Onge.

On motion of Representative St. Onge, **SCS SBs 667, 704, 941, 956 & 987** was truly agreed to and finally passed by the following vote:

AYES: 159

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Rupp	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Jetton declared the bill passed.

HCS SCS SB 756, relating to professional registration, was taken up by Representative Behnen.

On motion of Representative Behnen, **HCS SCS SB 756** was read the third time and passed by the following vote:

AYES: 139

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Bruns	Casey	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 110	Haywood
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	Liese	Lipke
Loehner	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharmhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Mr Speaker	

NOES: 015

Brown 50	Burnett	Chinn	Chappelle-Nadal	Darrough
Donnelly	Harris 23	Henke	Hughes	LeVota
Low 39	Lowe 44	Oxford	Skaggs	Zweifel

PRESENT: 005

Boykins	Brooks	El-Amin	Johnson 61	Walton
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ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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Speaker Jetton declared the bill passed.

HCS SCS SB 769, relating to school districts, was taken up by Representative Wright (159).

Representative Wright (159) offered **House Perfecting Amendment No. 1.**

House Perfecting Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 769, Section 165.018, Page 2, Line 20, by deleting the word “**eighty**”; and

Further amend said bill, section, and page, Line 21, by deleting the word “**six**” and inserting in lieu thereof the word “**five**”; and

Further amend said bill, page and Section 171.033, Line 18, by deleting the figure “**2005-06**” and inserting in lieu thereof the following: “**2006-07**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wright (159), **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Wright (159), **HCS SCS SB 769, as amended**, was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Wildberger

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Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 001

Whorton

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Myers	Spreng
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Speaker Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 158

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Myers	Spreng
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SB 785, relating to duties of jailers, was taken up by Representative Roorda.

On motion of Representative Roorda, **SB 785** was truly agreed to and finally passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Bivins	Brown 30	Marsh	Myers
Roark	Spreng			

Speaker Jetton declared the bill passed.

SCS SB 830, relating to police military leave, was taken up by Representative Silvey.

On motion of Representative Silvey, **SCS SB 830** was truly agreed to and finally passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Myers	Roark
Schaaf	Spreng			

Speaker Jetton declared the bill passed.

HCS SB 834, relating to special education, was taken up by Representative Wilson (130).

On motion of Representative Wilson (130), **HCS SB 834** was read the third time and passed by the following vote:

AYES: 158

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Myers	Spreng
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Speaker Jetton declared the bill passed.

SB 845, relating to waivers for dissolved corporations, was taken up by Representative Johnson (90).

On motion of Representative Johnson (90), **SB 845** was truly agreed to and finally passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Marsh	Myers	Sater
Spreng				

Speaker Jetton declared the bill passed.

HCS SB 1045, relating to adverse possession, was taken up by Representative Stevenson.

On motion of Representative Stevenson, **HCS SB 1045** was read the third time and passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 002

Hobbs Hughes

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean Brown 30 Marsh Myers Spreng

Speaker Jetton declared the bill passed.

HCS SCS SB 1086, relating to police officer compensation, was taken up by Representative Kratky.

On motion of Representative Kratky, **HCS SCS SB 1086** was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 001

Villa

PRESENT: 002

Johnson 61 Whorton

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Myers	Spreng
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Speaker Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Myers	Spreng
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HCS SCS SB 1122, relating to a conveyance of education property, was taken up by Representative Schaaf.

On motion of Representative Schaaf, **HCS SCS SB 1122** was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 003

Bringer	Hughes	Whorton
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PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Myers	Spreng
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Speaker Jetton declared the bill passed.

HCS SB 1165, relating to water pollution control fees, was taken up by Representative Bivins.

On motion of Representative Bivins, **HCS SB 1165** was read the third time and passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Rupp	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 003

Harris 110	Salva	Wildberger
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PRESENT: 001

Oxford

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Myers	Spreng
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Speaker Jetton declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1022**, entitled:

An act to appropriate money for the expenses, grants, and distributions for several departments and offices of state government, and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2006 and ending June 30, 2007.

With Senate Amendment No. 1 and Senate Amendment No. 6.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 1022, Page 8, Section 22.210, Lines 2 and 3, by deleting all of said lines and inserting in lieu thereof the following:

“For maintenance and repair at community colleges, local matching funds must be provided on a 50/50 state/local match rate in order to be eligible for state funds \$6,000,000
For community colleges, to be divided equally among the twelve institutions \$12,000,000”.

Senate Amendment No. 6

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 1022, Page 6, Section 22.150, Lines 2-5, by deleting all of said lines and inserting in lieu thereof the following:

“For renovations of buildings and construction of an addition at the River Campus”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HB 1865, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House: Senators Shields, Nodler, Gibbons, Graham and Coleman.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 666, as amended**, and requests the House recede from its position and, failing to do so, grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 773, as amended**, and requests the House recede from its position and, failing to do so, grant the Senate a conference thereon.

HOUSE BILL WITH SENATE AMENDMENTS

SCS HCS HB 1022, as amended, relating to appropriations, was taken up by Representative Icet.

Representative Icet moved that the House refuse to adopt **SCS HCS HB 1022, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

BILLS CARRYING REQUEST MESSAGES

HCS SCS SB 773, as amended, relating to agriculture, was taken up by Representative Fisher.

Representative Fisher moved that the House refuse to recede from its position on **HCS SCS SB 773, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SCS SB 666, as amended, relating to fire protection, was taken up by Representative Bruns.

Representative Bruns moved that the House refuse to recede from its position on **HCS SCS SB 666, as amended**, and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SCS HB 1865: Representatives Bearden, Muschany, Kingery, LeVota and Zweifel

HCS SCS SB 666: Representatives Bruns, Dethrow, Ruestman, Villa and Whorton

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Myers reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SCS SB 1222**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Conservation and Natural Resources, Chairman Hobbs reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SS SCS SB 976**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SB 1107**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Insurance Policy, Chairman Yates reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SB 1103**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Senior Citizen Advocacy, Chairman Bruns reporting:

Mr. Speaker: Your Committee on Senior Citizen Advocacy, to which was referred **SCS SB 616**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Agri-Business, Chairman Munzlinger reporting:

Mr. Speaker: Your Special Committee on Agri-Business, to which was referred **HB 2016**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Immigration Reform, Chairman Emery reporting:

Mr. Speaker: Your Special Committee on Immigration Reform, to which was referred **HR 2295**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE RESOLUTION NO. 2295

WHEREAS, according to a January 2004 report by the Urban Institute Immigration Studies Program:

- (1) There are 9.3 million undocumented immigrants in the United States;
- (2) Approximately 1.6 million children under 18 are undocumented immigrants in the United States and another 3 million children with undocumented parents are U.S. citizens because they were born in the United States; and
- (3) Based on Census 2000 figures, Missouri is estimated to have an undocumented immigrant population of 25,000 to 50,000, which comprises 20-29% share of Missouri's total foreign-born population; and

WHEREAS, approximately 6 million of the 9.3 million undocumented immigrants are working and represent approximately 5% of all United States workers; and

WHEREAS, the federal Illegal Immigration Reform and Immigrant Responsibility Act of 1996 established a Basic Pilot Program as an electronic verification of work authorization program operated by the United States Department of Homeland Security to ensure that undocumented immigrants are not employed by employers in the United States; and

WHEREAS, to date, Missouri's state agencies and all counties, municipalities, school districts, and public institutions of higher education are not required to enroll and participate in the Basic Pilot Program; and

WHEREAS, illegal immigration has resulted in a human cost to the immigrants themselves in that their lack of official status leaves them likely to be victims of crime, hazardous working conditions, abusive employment practices and other mistreatment; and

WHEREAS, the Basic Pilot Program was initially implemented in the five States with the largest estimated population of undocumented immigrants - California, Florida, Illinois, New York and Texas; and

WHEREAS, as of December 1, 2004, the Basic Pilot Program was expanded to allow employers in all 50 States to access the system; and

WHEREAS, under the federal Basic Pilot Program, an employer is notified when the name and Social Security Number of an employee do not match. The employee is then referred to the Social Security Administration to remedy the problem and the employer is notified within 10 days that either work authorization is confirmed or not confirmed. If not confirmed, the employer must terminate the employee; and

WHEREAS, it is in the best interest of all citizens of the State of Missouri to ensure that all employees of the state and political subdivisions of the state are legally authorized to work in the United States:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, strongly urge all state agencies and all counties, municipalities, school districts, and public institutions of higher education in this state to participate in the federal Basic Pilot Program by September 1, 2006, to ensure that only legal residents are employed by state agencies and political subdivisions of this state; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for Governor Matt Blunt, each state agency, and each county, municipality, school district, and public institution of higher education in this state.

Committee on Transportation, Chairman St. Onge reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SCS SB 961**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 1327**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HB 1853**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 646**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 746**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 969**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 1229**, begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HB 1001**, and has taken up and passed **CCS SCS HB 1001**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 1002**, and has taken up and passed **CCS SCS HCS HB 1002**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 1003**, and has taken up and passed **CCS SCS HCS HB 1003**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 1004**, and has taken up and passed **CCS SCS HCS HB 1004**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 1005**, and has taken up and passed **CCS SCS HCS HB 1005**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 1006**, and has taken up and passed **CCS SCS HCS HB 1006**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 1007**, and has taken up and passed **CCS SCS HCS HB 1007**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HB 1008**, and has taken up and passed **CCS SCS HB 1008**.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, May 3, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative John L. Bowman, District 70, hereby state and affirm that my vote as recorded on the motion to adopt CCR SCS HB 1001 as recorded in the House Journal for Tuesday, May 2, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of May 2006.

/s/ John L. Bowman
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 2nd day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative John L. Bowman, District 70, hereby state and affirm that my vote as recorded on the motion to third read and pass CCS SCS HB 1001 as recorded in the House Journal for Tuesday, May 2, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of May 2006.

/s/ John L. Bowman
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 2nd day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on the motion for the previous question on CCR SCS HCS HB 1011 as recorded in the House Journal for Tuesday, May 2, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of May 2006.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 2nd day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kathlyn Fares, District 91, hereby state and affirm that my vote as recorded on the motion to adopt CCR HCS HB 1011 as recorded in the of the House Journal for Tuesday, May 2, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of May 2006.

/s/ Kathlyn Fares
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 2nd day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Fred Kratky, District 65, hereby state and affirm that my vote as recorded on the motion to third read and pass CCS SCS HCS HB 1010 as recorded in the House Journal for Tuesday, May 2, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of May 2006.

/s/ Fred Kratky
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 2nd day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Will Kraus, District 48, hereby state and affirm that my vote as recorded on the motion to truly agree to and finally pass SB 1016 as recorded in the House Journal for Tuesday, May 2, 2006 showing that I voted

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of May 2006.

State of Missouri)
County of Cole) ss.
County of Cole)

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of May 2006.

[illegible]

/s/ Stephen S. Davis
Chief Clerk

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of May 2006.

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 2nd day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Patricia Yaeger, District 96, hereby state and affirm that my vote as recorded on the motion to third read and pass CCS SCS HB 1001 as recorded in the House Journal for Tuesday, May 2, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 2nd day of May 2006.

/s/ Patricia Yaeger
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 2nd day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Thursday, May 4, 2006, 9:00 a.m. Hearing Room 3.

Tax credit presentation.

Executive session may follow.

CONFERENCE COMMITTEE NOTICE

Wednesday, May 3, 2006, Senate Committee Room 2 upon morning recess.

Public hearing to be held on: HCS SCS SBs 1001, 896 & 761

FISCAL REVIEW

Wednesday, May 3, 2006, 9:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Thursday, May 4, 2006, 9:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

INSURANCE POLICY

Wednesday, May 3, 2006, Hearing Room 6 upon afternoon adjournment.

Executive session.

INSURANCE POLICY

Thursday, May 4, 2006, 9:00 a.m. Hearing Room 6.

Executive session.

Note - This is in addition to the Executive session scheduled for Wednesday.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 8, 2006, 10:00 a.m. Hearing Room 6.

Legislative Budget Office.

Some portions of the meeting may be closed pursuant to Section 610.021.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH, OVERSIGHT SUBCOMMITTEE

Wednesday, May 3, 2006, Hearing Room 3 upon afternoon adjournment.

Fiscal Note Challenge.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Tuesday, May 9, 2006, Hearing Room 3 upon morning recess.

Vote on license plate.

Executive session

JUDICIARY

Wednesday, May 3, 2006, Hearing Room 7 upon afternoon adjournment.

Executive session.

RULES

Wednesday, May 3, 2006, Hearing Room 4 upon afternoon adjournment. CORRECTED NOTICE.

Executive session may follow.

Public hearing to be held on: HR 2019

RULES [PURSUANT TO RULE 25(26)(f)]

Wednesday, May 3, 2006, Hearing Room 4 upon afternoon adjournment. CORRECTED NOTICE.

Committee will convene at 6:00 p.m. or upon afternoon adjournment.

Public hearings to be held on: HCS HB 2016, HCS SS SCS SB 976,
HCS SB 1103, SCS SB 1222, HCS SCS SB 616, SCS SBs 1239 & 1091

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Thursday, May 4, 2006, 8:00 a.m. Hearing Room 1.

Executive session will be held.

TRANSPORTATION

Wednesday, May 3, 2006, 9:00 a.m. Hearing Room 1.

Executive session may follow. CORRECTED NOTICE#2

Public hearing to be held on: HB 2061

UTILITIES

Wednesday, May 3, 2006, Hearing Room 5 upon morning recess.

Executive session may take place.

Public hearing to be held on: SCS SBs 1031 & 846

VETERANS

Wednesday, May 3, 2006, 8:00 a.m. Hearing Room 5.

Executive session may follow.

Public hearing to be held on: SJR 26

WAYS AND MEANS

Wednesday, May 3, 2006, House Chamber side gallery upon morning recess.

Executive session.

HOUSE CALENDAR

SIXTY-SIXTH DAY, WEDNESDAY, MAY 3, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HJR 55, as amended - Lipke
- 5 HCS HJR 31 - Cunningham (86)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HBs 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter
- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge
- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HBs 1651 & 1608 - Yates
- 23 HB 1930 - Hubbard
- 24 HB 2111 - Hubbard

- 25 HCS HB 1868 - Faith
- 26 HCS HB 2040 - Richard
- 27 HB 1537 - Schaaf
- 28 HCS HB 2047 - Johnson (47)
- 29 HCS#2 HBs 2008, 1218 & 1062 - Muschany
- 30 HB 1946 - El-Amin
- 31 HB 1184 - Stevenson
- 32 HCS HBs 1340, 1549, 1918 & 1998 - Schlottach
- 33 HCS HB 1968 - Zweifel
- 34 HCS HB 1147 - Bivins
- 35 HCS HB 1465 - Hunter
- 36 HCS HB 1600 - Viebrock
- 37 HCS HB 1730 - Schlottach
- 38 HCS HB 1089 - Schaaf
- 39 HCS HB 1751 - Munzlinger
- 40 HCS HB 1273 & 1136 - Baker (123)
- 41 HCS HB 1327 - Schaaf
- 42 HB 1853 - Bland

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1141 - Jackson
- 3 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 4 HB 1499, as amended - May
- 5 HCS HB 1080, HA 1, pending - Schaaf

SENATE CONCURRENT RESOLUTION FOR THIRD READING

SCS SCR 24, (4-13-06, Pages 1078-1079) - Ruestman

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 31, (4-24-06, Pages 1206-1207) - Fraser
- 7 HCR 49, (4-27-06, Pages 1316-1317) - Emery

SENATE BILLS FOR THIRD READING - CONSENT

- 1 HCS SB 712, E.C. - Bruns
- 2 SCS SB 870, E.C. - Cooper (158)
- 3 SB 881 - Robinson
- 4 SB 919 - Rector

- 5 SB 931 - Parson
- 6 SB 964 - Jackson
- 7 SB 990, HCA 1 - Bruns
- 8 SCS#2 SB 1003, E.C. - Bruns
- 9 SB 1057 - Behnen
- 10 SCS SB 1059 - Roorda
- 11 SCS SB 1060 - Jackson
- 12 SB 1085 - Cooper (155)
- 13 SB 1139 - Yaeger
- 14 SB 1146 - Pratt
- 15 SB 1189 - Dempsey
- 16 SB 1197 - Viebrock
- 17 SB 1208 - Pratt
- 18 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 SB 766 - Bruns
- 2 SB 818 - Smith (118)
- 3 HCS SCS SB 878 - Stevenson
- 4 HCS SCS SB 1048 - Schaaf
- 5 HCS SB 629 - Faith
- 6 HCS SB 697 - St. Onge
- 7 HCS SS SCS SBs 872, 754 & 669, as amended, HA 2, pending - St. Onge
- 8 SCS SB 1008 - Myers
- 9 HCS SB 1084, E.C. - Scharnhorst
- 10 HCS SS SB 696 - Flook
- 11 SB 726 - May
- 12 SB 779 - Harris (110)
- 13 SB 822, E.C. - Sater
- 14 HCS SS SCS SB 892 - Cunningham (145)
- 15 HCS SB 908 - St. Onge
- 16 HCS SCS SB 1064 - St. Onge
- 17 HCS SB 735 - Pratt
- 18 SB 1101 - Schlottach
- 19 HCS SCS SB 1175 - Nance
- 20 HCS SS SCS SB 590 - Kingery
- 21 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 22 HCS SS SCS SB 825 - Pratt
- 23 HCS SCS SB 915 - Rector
- 24 HCS SB 951 - Nance
- 25 HCS SB 1002 - Black
- 26 SS SB 1066 - Rector
- 27 HCS SB 1124 - Behnen
- 28 SB 643 - Smith (118)
- 29 HCS SS SCS SB 894, E.C. - Baker (123)
- 30 HCS SS SCS SB 912 - Baker (123)

- 31 HCS SCS SB 925 - Bivins
- 32 HCS SS SCS SB 832 - Johnson (47)
- 33 HCS SB 884 - Johnson (47)
- 34 HCS SB 965 - Threlkeld
- 35 HCS SCS SB 968 - Walsh
- 36 HCS SS#2 SCS SBs 1014 & 730, (Fiscal Review 5-02-06), E.C. - Stevenson
- 37 SS SCS SB 718 - Pearce
- 38 HCS SB 780 - Rector
- 39 HCS SB 805 - Sutherland
- 40 HCS SS SCS SB 882 - Cooper (120)
- 41 SB 938 - St. Onge
- 42 HCS SB 1023 - Johnson (61)
- 43 SCS SB 1081 - Bivins
- 44 SS SCS SB 1236 - Tilley
- 45 HCS SCS SB 646, E.C. - Schlottach
- 46 HCS SCS SB 746 - Whorton
- 47 HCS SS SCS SB 969 - St. Onge
- 48 HCS SS SCS SB 1229 - Dixon

BILL CARRYING REQUEST MESSAGE

SCS HCS HB 1022, as amended (request Senate recede/grant conference) - Icet

BILLS IN CONFERENCE

- 1 CCR SCS HCS HB 1012 - Icet
- 2 CCR SCS HB 1013 - Icet
- 3 SCS HCS HB 1270 & 1027, as amended - Behnen
- 4 HCS SCS SBs 1001, 896 & 761, as amended, E.C. - St. Onge
- 5 HCS SCS SB 932 - Wilson (119)
- 6 SCS HB 1865, as amended - Bearden
- 7 HCS SCS SB 773, as amended - Fisher
- 8 HCS SCS SB 666, as amended - Bruns

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon
- 3 SCR 27, (3-16-06, Pages 631-632) - Cooper (158)
- 4 HCS SCR 31, (4-26-06, Pages 1281-1282) - Dethrow

HOUSE RESOLUTIONS

- 1 HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes
- 2 HR 1930, (4-27-06, Pages 1315-1316) - Emery

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTY-SIXTH DAY, WEDNESDAY, MAY 3, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

By wisdom, You Lord founded the Earth; by understanding You established the Heavens. By Your knowledge the deep fountains of the Earth burst forth, and the clouds poured down rain.

Because we have this knowledge of You, we don't lose sight of good planning and insight. We hang on to them, they keep us safe on our way and keep our feet from stumbling. We can lie down without fear and enjoy pleasant dreams.

We are thankful that Your hand is not shortened, that it cannot deliver; nor Your ear heavy, that it cannot hear.

As the days grow short on this year's Session, with Your help, we continue to make well thought out and prudent decisions. Pressure is our enemy, wisdom is our ally.

Now may You, the God of patience and comfort, grant us to be like-minded towards one another. May we abound in hope by Your grace.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Allyson Kate Seaton, Makayla McGruder, Ellie McGruder, Heather Allphin, Tabitha Brown, Dylan Cluver, Christopher Jones, Will Haer, Scoot Anderson, Lauren Geiger, Cassey Carlson, Amanda Yocum, Miles Freborg, Kevin Lang, Ashley Millican, Kirsten Miller, Robert Buckley, Brad Ditty, Bryanne Mae Cornine, Jacklyn Murry, Travis Weigand, Kailyn Marie Stewart, Trevor Lair, Drew Frizzell, JP Rowland, Gavon Howell, Ines Subashka, Daniela Arbex and Megan Carson.

The Journal of the sixty-fifth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3095

and

House Resolution No. 3096 - Representative Loehner

House Resolution No. 3097 - Representative Boykins

House Resolution No. 3098
 through
 House Resolution No. 3100 - Representative Quinn
 House Resolution No. 3101 - Representatives Shoemyer and Behnen
 House Resolution No. 3102 - Representative Burnett
 House Resolution No. 3103
 and
 House Resolution No. 3104 - Representatives Dempsey and Bearden
 House Resolution No. 3105
 and
 House Resolution No. 3106 - Representative Dempsey, et al.
 House Resolution No. 3107 - Representative Cooper (158)
 House Resolution No. 3108 - Representative Oxford
 House Resolution No. 3109 - Representative Wood
 House Resolution No. 3110 - Representatives Darrough and Hoskins

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS#2 SCS SBs 1014 & 730** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

BILLS IN CONFERENCE

CCR SCS HCS HB 1012, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HCS HB 1012** was adopted by the following vote:

AYES: 089

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Quinn	Rector
Richard	Robb	Ruestman	Rupp	Sander
Sater	Schaaf	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Stevenson	St. Onge

Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Mr Speaker	

NOES: 066

Aull	Baker 25	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	Dusenberg	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	Lembke	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Pratt	Roark	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer
Skaggs	Smith 150	Storch	Swinger	Villa
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Yates	Young
Zweifel				

PRESENT: 001

Corcoran

ABSENT WITH LEAVE: 007

Bean	Bland	Brown 30	Schad	Smith 118
Spreng	Vogt			

On motion of Representative Icet, **CCS SCS HCS HB 1012** was read the third time and passed by the following vote:

AYES: 089

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hoskins	Hunter
Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lipke	Loehner
Marsh	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Quinn	Rector	Richard	Robb
Ruestman	Rupp	Sander	Sater	Schaaf
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Mr Speaker	

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NOES: 066

Aull	Baker 25	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	Dusenberg	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hubbard	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	Lembke
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Pratt	Roark
Robinson	Roorda	Rucker	Salva	Schoemehl
Shoemyer	Skaggs	Storch	Swinger	Villa
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Yates	Young
Zweifel				

PRESENT: 001

Corcoran

ABSENT WITH LEAVE: 007

Bean	Bland	Brown 30	Cooper 155	Schad
Spreng	Vogt			

Speaker Jetton declared the bill passed.

CCR SCS HB 1013, relating to appropriations, was taken up by Representative Icet.

On motion of Representative Icet, **CCR SCS HB 1013** was adopted by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp

Salva	Sander	Sater	Schaaf	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 002

Hughes Roark

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Bland	Brown 30	Schad	Spreng
Vogt				

On motion of Representative Icet, **CCS SCS HB 1013** was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrouh	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Robb
Robinson	Roord	Rucker	Ruestman	Rupp
Sander	Sater	Schaaf	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells

Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 003

Hughes	Roark	Salva
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PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Bland	Brown 30	Schad	Spreng
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Speaker Jetton declared the bill passed.

Speaker Pro Tem Bearden assumed the Chair.

PERFECTION OF HOUSE BILL

HB 1930, relating to delinquent property taxes, was taken up by Representative Hubbard.

Representative El-Amin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1930, Section 92.715, Page 1, Line 9, by inserting after the word, “costs”, the following:

“Notwithstanding the foregoing, any individual taxpayer whose income is at or below one hundred eighty-five percent of the Federal poverty guidelines shall only be assessed interest from the date of delinquency at the rate of one percent per month, with a maximum rate of ten percent per annum. The collector of revenue shall have the authority to request any necessary documentation. The collector of revenue shall separately account for any amounts of interest and penalties collected where such amounts are in excess of one percent per month and ten percent per annum with respect to a particular property and shall deposit such excess amounts with the city treasurer, to be held in a separate account. Funds in such account shall be used solely for purposes of lead hazard remediation, abatement and/or removal in buildings and structures owned and operated by the board of education of a metropolitan district where educational activities involving children are conducted, and in any buildings and structures in which recreational activities for children are conducted, until all such lead hazard abatement, remediated, or removed. Thereafter, funds in such account shall be used solely for purposes of lead hazard abatement, remediation, and/or removal in other buildings and structures located in any city not within a county. Upon appropriation, the building commissioner of the any city not within a county shall be authorized to draw funds from such account for such purposes and shall cooperate with the board of education of a metropolitan district to use such funds effectively and efficiently for the purposes set forth herein.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Storch offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1 to House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 1930, Page 1, Line 5, by inserting after the words, “**poverty guidelines**”, the words, “**or sixty years of age or older**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Storch, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative El-Amin, **House Amendment No. 1, as amended**, was adopted.

Representative El-Amin assumed the Chair.

Representative Fares offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1930, Page 2, Section 92.715, Line 26, by inserting after said line the following:

"135.097. 1. For purposes of this section, the following terms shall mean:

(1) **"Disabled"**, the inability to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment which can be expected to result in death or which has lasted or can be expected to last for a continuous period of not less than twelve months;

(2) **"Eligible taxpayer"**, a Missouri resident claiming a credit under this section. If the persons are eligible to file a joint federal income tax return and reside at the same address at any time during the taxable year, then the credit may only be allowed if claimed on a combined Missouri income tax return reporting their combined incomes and property taxes. A taxpayer shall not be allowed a tax credit unless the taxpayer or spouse has attained the age of sixty-five on or before the last day of the calendar year or the taxpayer or spouse is a veteran of any branch of the armed forces of the United States or this state who became one hundred percent disabled as a result of such service, or the taxpayer or spouse is disabled as defined in subdivision (1) of this subsection, and such taxpayer or spouse provides proof of such disability in such form and manner, and at such times, as the director of revenue may require, has been a resident of Missouri for twenty years, and has lived in their homestead for at least twenty years. The residency requirement shall be deemed to have been fulfilled for the purpose of determining the eligibility of a taxpayer or spouse who would have otherwise met the requirements for a tax credit but who dies before the last day of the calendar year;

(3) **"Homestead"**, the dwelling in Missouri owned for twenty or more years by the eligible taxpayer and not to exceed five acres of land surrounding it as is reasonably necessary for use of the dwelling as a home. It may consist of part of a multidwelling or multipurpose building and part of the land upon which it is built. **"Owned"** includes a vendee in possession under a land contract and one or more tenants by the entireties, joint tenants, or tenants in common and includes an eligible taxpayer actually in possession if he was the immediate former owner of record, if a lineal descendant is presently the owner of record, and if the eligible taxpayer actually pays all taxes upon the property. It may include a mobile home;

(4) **"Income"**, Missouri adjusted gross income as defined in section 143.121, RSMo, and increased, where necessary, to reflect the following:

(a) Social Security, railroad retirement, and veterans payments and benefits;
(b) The total amount of all other public and private pensions and annuities;
(c) Public relief, public assistance, and unemployment benefits received in cash, other than benefits received under this chapter;
(d) No deduction being allowed for losses not incurred in a trade or business;
(e) Interest on the obligations of the United States, any state, or any of their subdivisions and instrumentalities;

(5) **"Property taxes accrued"**, property taxes paid, exclusive of special assessments, penalties, interest, and charges for service levied on an eligible taxpayer's homestead in any calendar year. Property taxes shall qualify for the credit only if actually paid prior to the date a return is filed. The director of revenue shall require a tax receipt or other proof of property tax payment. If a homestead is owned only partially by an eligible taxpayer, then **"property taxes accrued"** is that part of property taxes levied on the homestead which was actually paid by the eligible taxpayer. For purposes of this subdivision, property taxes are **"levied"** when the tax roll is

delivered to the director of revenue for collection. If a homestead is an integral part of a larger unit such as a farm, or multipurpose or multidwelling building, property taxes accrued shall be that percentage of the total property taxes accrued as the value of the homestead is of the total value. For purposes of this subdivision "unit" refers to the parcel of property covered by a single tax statement of which the homestead is a part.

2. For all taxable years beginning on or after January 1, 2007, an eligible taxpayer who is sixty-five years of age or older, or who is disabled, and who has lived in their homestead for at least twenty years, and has paid more than ten percent of his or her total household income in real property tax on his or her homestead, shall receive a credit in an amount equal to fifty percent of his or her property taxes paid for such homestead. An eligible taxpayer shall not be allowed to claim the tax credit for the year that the homestead is sold.

3. The tax credit allowed by this section shall be claimed by such individual at the time such individual files a return and shall be applied against the income tax liability imposed by chapter 143, RSMo, excluding withholding tax imposed by sections 143.191 to 143.265, RSMo, after all other credits provided by law have been applied. If the amount of the tax credit exceeds the tax liability, the difference shall be refunded to the taxpayer.

4. An eligible taxpayer shall not be allowed to claim such credit if the taxpayer filed a valid claim under sections 135.010 to 135.030, RSMo, or section 137.106, RSMo, for the same tax year.

5. The director of the department of revenue shall promulgate rules and regulations to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

6. Pursuant to section 23.253, RSMo, of the Missouri Sunset Act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fares, **House Amendment No. 2** was adopted.

On motion of Representative Hubbard, **HB 1930, as amended**, was ordered perfected and printed by the following vote:

AYES: 110

Avery	Bearden	Behnen	Bivins	Black
Bland	Brooks	Brown 50	Casey	Cooper 120
Cooper 155	Cooper 158	Cunningham 145	Cunningham 86	Curls
Daus	Day	Dempsey	Denison	Dethrow
Dixon	Donnelly	El-Amin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 90
Jones	Kingery	Kratky	Lager	Lampe
Lembke	Liese	Lipke	Loehner	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Oxford	Parson	Pearce	Pollock	Portwood
Pratt	Quinn	Richard	Roark	Robb
Roorda	Rucker	Ruestman	Rupp	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst

Schlottach	Schneider	Self	Shoemyer	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wallace	Wasson	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yaeger	Zweifel	Mr Speaker

NOES: 049

Aull	Baker 25	Baker 123	Bogetto	Bowman
Boykins	Bringer	Bruns	Burnett	Chinn
Chappelle-Nadal	Corcoran	Dake	Darrough	Davis
Deeken	Dougherty	Dusenberg	Emery	Ervin
George	Harris 23	Harris 110	Haywood	Henke
Johnson 61	Jolly	Kelly	Kraus	Kuessner
LeVota	Low 39	Lowe 44	Nolte	Page
Parker	Phillips	Rector	Robinson	Schoemehl
Silvey	Skaggs	Wagner	Walsh	Walton
Witte	Wright-Jones	Yates	Young	

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 003

Bean	Brown 30	Spreng
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THIRD READING OF SENATE BILL

HCS SB 1084, relating to health care for uninsured children, was taken up by Representative Scharnhorst.

Representative Portwood offered **House Amendment No. 1**.

House Amendment No. 1 was withdrawn.

Representative Cooper (120) assumed the Chair.

Representative Skaggs offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 1084, Page 1, Section 208.631, Line 4, by deleting the number "2008" and replacing in lieu thereof the number "2010".

Representative Skaggs moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Storch offered **House Amendment No. 3**.

Representative Stevenson raised a point of order that **House Amendment No. 3** is not germane and goes beyond the scope of the underlying bill.

Representative Cooper (120) requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Icet	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Rupp	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 052

Baker 25	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Burnett	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	El-Amin	Frame	Fraser	George
Haywood	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kuessner	Liese	Low 39
Lowe 44	Meadows	Meiners	Oxford	Robinson
Rucker	Salva	Schoemehl	Skaggs	Storch
Swinger	Villa	Vogt	Wagner	Walsh
Walton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 011

Aull	Casey	Harris 23	Harris 110	Henke
Kratky	Lampe	LeVota	Page	Shoemyer
Whorton				

ABSENT WITH LEAVE: 006

Bean	Brown 30	Dougherty	Roorda	Smith 118
Spreng				

On motion of Representative Scharnhorst, **HCS SB 1084** was adopted by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Chinn	Deeken	Dougherty
Smith 118	Spreng			

On motion of Representative Scharnhorst, **HCS SB 1084** was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Baker 25	Bean	Brown 30	Dougherty	Smith 118
Spreng				

Representative Cooper (120) declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50

Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Chappelle-Nadal	Dougherty	Jones
Schad	Spreng	Young		

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 1022, as amended**, and grants the House a conference thereon.

Speaker Jetton resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SCS HCS HB 1022: Representatives Icet, Bearden, Robb, LeVota and Zweifel

Representative Cooper (120) resumed the Chair.

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Joe Walker, Myles Freborg, Gunnar Diron, Malorie Barnett, Meridee Scott, Natasha Blackford, Darr Jenkins, Michael Taylor, Alan Schieber, Brittney Price, Ashton Simon, Jennifer Hayes, Nikki Pirch, Johnny Watterson and Sicily Mathenia.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3111
through
House Resolution No. 3124 - Representative Black
House Resolution No. 3125
through
House Resolution No. 3140 - Representative Moore
House Resolution No. 3141 - Representative Quinn
House Resolution No. 3142
and
House Resolution No. 3143 - Representative Parson
House Resolution No. 3144
through
House Resolution No. 3146 - Representative Swinger
House Resolution No. 3147
through
House Resolution No. 3155 - Representative Schad
House Resolution No. 3156 - Representative Day
House Resolution No. 3157
and
House Resolution No. 3158 - Representative May
House Resolution No. 3159 - Representative Aull
House Resolution No. 3160 - Representative Wasson
House Resolution No. 3161 - Representative Guest
House Resolution No. 3162 - Representative Smith (14)
House Resolution No. 3163 - Representative Cunningham (86)

Representative Nieves assumed the Chair.

THIRD READING OF SENATE BILL - CONSENT

SB 1189, relating to the Holocaust Education Commission, was taken up by Representative Dempsey.

On motion of Representative Dempsey, **SB 1189** was truly agreed to and finally passed by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Black	Bland	Bogetto	Boykins
Bringer	Brooks	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Iceet	Jackson	Johnson 47	Johnson 70
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Rupp	Salva	Sander	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Bean	Bivins	Bowman	Brown 30	Brown 50
Cooper 158	George	Johnson 61	Parker	Sater
Spreng	Wood			

Representative Nieves declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS#2 SCS SBs 1014 & 730, relating to election administration, was taken up by Representative Stevenson.

Speaker Pro Tem Bearden resumed the Chair.

Representative Harris (23) raised a point of order that the fiscal note on **HCS SS#2 SCS SBs 1014 & 730** was appealed to revision to the Joint Committee on Legislative Research, Oversight Division pursuant to Section 23.140.

The Chair ruled the point of order not well taken.

Representative Stevenson offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, Section 115.002, Page 1, Line 1, by inserting after “**115.002**,” on said line the following:

“**115.024**,”; and

Further amend said bill, Section 115.024, Page 3, Line 44, by inserting after said section the following:

"115.124. 1. Notwithstanding any other law to the contrary, in a nonpartisan election in any political subdivision or special district except for municipal [and board of trustees of community college districts] elections, if the notice provided for in subsection 5 of section 115.127 has been published in at least one newspaper of general circulation in the district, and if the number of candidates who have filed for a particular office is equal to the number of positions in that office to be filled by the election, no election shall be held for such office, and the candidates shall assume the responsibilities of their offices at the same time and in the same manner as if they had been elected. Notwithstanding any other provision of law to the contrary, if at any election the number of candidates filing for a particular office exceeds the number of positions to be filled at such election, the election authority shall hold the election as scheduled, even if a sufficient number of candidates withdraw from such contest for that office so that the number of candidates remaining after the filing deadline is equal to the number of positions to be filled.

2. The election authority or political subdivision responsible for the oversight of the filing of candidates in any nonpartisan election in any political subdivision or special district shall clearly designate where candidates shall form a line to effectuate such filings and determine the order of such filings; except that, in the case of candidates who file a declaration of candidacy with the election authority or political subdivision prior to 5:00 p.m. on the first day for filing, the election authority or political subdivision may determine by random drawing the order in which such candidates' names shall appear on the ballot. If a drawing is conducted pursuant to this subsection, it shall be conducted so that each candidate may draw a number at random at the time of filing. If such drawing is conducted, the election authority or political subdivision shall record the number drawn with the candidate's declaration of candidacy. If such drawing is conducted, the names of candidates filing on the first day of filing for each office on each ballot shall be listed in ascending order of the numbers so drawn.”; and

Further amend said bill, Section 115.427, Page 15, Lines 32 to 34, by deleting all of said lines and inserting in lieu thereof the following:

“**(4) Any identification containing a photographic or digital image of the individual which is issued by the Missouri National Guard, the United States armed forces, or the United States Department of Veteran Affairs to a member or former member of the Missouri National Guard or the United States armed forces and that does not have an expiration date.**”; and

Further amend said bill, Section 115.445, Page 27, Line 17, by deleting from said line the word “**Children**” and inserting in lieu thereof the phrase “**A child**”; and

Further amend said bill, Section 115.456, Page 30, Line 5, by deleting from said line the word “**chad**” and inserting in lieu thereof the word “**chads**”; and

Further amend said bill, Section 115.631, Page 35, Line 82, by deleting from said line the word “**threatened**” and inserting in lieu thereof the phrase:

“**threatening an**”; and

Further amend said bill, Section 115.631, Page 35, Line 84, by deleting the word “**provide**” and inserting in lieu thereof the word “**providing**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Yates offered **House Amendment No. 1 to House Amendment No. 1.**

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, Page 2, Line 29, by inserting after said line the following:

"Further amend Section 115.456, Page 31, Line 43, by inserting after word “oval” on said line the following:

“**or divided arrow**”; and".

Representative Harris (23) raised a point of order that **House Amendment No. 1 to House Amendment No. 1** is not a true amendment to the amendment.

The Chair ruled the point of order not well taken.

Representative Donnelly offered **House Substitute Amendment No. 1 for House Amendment No. 1 to House Amendment No. 1.**

Representative Yates raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 1 to House Amendment No. 1** is out of order and is in the third degree.

Representative Pratt raised an additional point of order that **House Substitute Amendment No. 1 for House Amendment No. 1 to House Amendment No. 1** is in violation of Rule 45(b).

The Chair ruled the first point of order not well taken and the second point of order well taken.

On motion of Representative Yates, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Cooper (120) resumed the Chair.

Representative Donnelly offered **House Amendment No. 2 to House Amendment No. 1.**

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, Page 2, Line 17, by inserting after said line:

"Further amend Section 115.427, Page 17, Line 104, by inserting after the word "identification":

"Notwithstanding any other provision of law, including but not limited to section 302.171, RSMo, and any administrative regulations interpreting said section, the department of revenue shall issue a nondriver's license to any individual who can show proof of a request to the department of health for a birth certificate, but who has not been issued a birth certificate by the department of health within forty five days from the date that such request for the birth certificate was made, and who meets other requirements for receipt of a nondriver's license."; and".

Representative Behnen assumed the Chair.

Representative Cooper (120) resumed the Chair.

Representative Donnelly moved that **House Amendment No. 2 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 068

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	El-Amin
Frame	Fraser	Guest	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 47	Johnson 61	Johnson 90	Jolly	Kratky
Kraus	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Parker	Robinson	Roorda	Rucker
Salva	Schneider	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

NOES: 086

Avery	Baker 123	Bearden	Behnen	Bivins
Chinn	Cooper 120	Cooper 155	Cunningham 145	Cunningham 86
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fisher	Flook	Franz	Hobbs
Hunter	Ice	Jackson	Jones	Kelly
Kingery	Lager	Lembke	Lipke	Loehner
Marsh	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark

Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

PRESENT: 001

Fares

ABSENT WITH LEAVE: 008

Bean	Black	Brown 30	Bruns	Cooper 158
George	Spreng	Vogt		

Representative Sanders Brooks offered **House Amendment No. 3 to House Amendment No. 1.**

House Amendment No. 3
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute No. 2 to Senate Committee Substitute for Senate Bill Nos. 1014 & 730, by inserting after Page 2, Line 17, Section 115.427, the following:

“AMEND Page 16, Section 115.427, Line 93, by deleting all of said line and inserting in lieu thereof the following:

"section. Such advance notice shall include, at a minimum, the use of advertisements and public service announcements in print, broadcast television, radio, and cable television media, as well as the posting of information on the opening pages of the official state Internet web sites of the secretary of state and governor."; and

Further amend said bill, Page 19, Section 115.427, Line 184, by deleting the number “6” and insert in lieu thereof “5””; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Sanders Brooks, **House Amendment No. 3 to House Amendment No. 1** was adopted.

On motion of Representative Stevenson, **House Amendment No. 1, as amended**, was adopted.

Representative Wagner offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, Section 115.024, Page 3, Line 44, by inserting after all of said line the following:

“115.105. 1. The chair of the county committee of each political party named on the ballot shall have the right to designate a challenger for each polling place, who may be present during the hours of voting, and a challenger for each

location at which absentee ballots are counted, who may be present while the ballots are being prepared for counting and counted. No later than four business days before the election, the chair of each county committee of each political party named on the ballot shall provide signed official designation forms with the names of the designated challengers and substitutes to the local election authority for confirmation of eligibility to serve as a challenger. The local election authority, after verifying the eligibility of each designated and substitute challenger, shall sign off on the official designation forms, unless the challenger is found not to have the qualifications established by subsection 5 of this section. If the election authority determines that a challenger does not meet the qualifications of subsection 5 of this section, the designating party chair may designate a replacement challenger and provide the local election authority with the name of the replacement challenger before 5:00 p.m. of the Monday preceding the election. The designating chair may substitute challengers at his or her discretion during such hours.

2. Challenges may only be made when the challenger believes the election laws of this state have been or will be violated, and each challenger shall report any such belief to the election judges, or to the election authority if not satisfied with the decision of the election judges.

3. Prior to the close of the polls, challengers may list and give out the names of those who have voted. The listing and giving out of names of those who have voted by a challenger shall not be considered giving information tending to show the state of the count.

4. In a presidential primary election, challengers may collect information about the party ballot selected by the voter and may disclose party affiliation information after the polls close.

5. All persons selected as challengers shall have the same qualifications required by section 115.085 for election judges, except that such challenger shall be a registered voter in the jurisdiction of the election authority for which the challenger is designated as a challenger.

6. Challengers shall not have the authority to review a voters' photographic identification for validity, but may make a challenge or report with the election judge regarding the validity of such identification. If the poll challenger is not satisfied with the decision of the election judge, then he or she may report their belief that the election laws of this state have been or will be violated to the election authority as allowed under section 115.105, RSMo.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Stevenson offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, Page 2, Section 115.105, Line 13, by deleting 13, 14 and on Line 15, the words “such identification period.”; and put in its place:

“Any challenge by a challenge to a voter’s identification for validity shall only be made to the election judge or other election authority.”.

On motion of Representative Stevenson, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Wagner, **House Amendment No. 2, as amended**, was adopted.

Representative Smith (14) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, Page 12, Section 115.247, Lines 9 through 23, by deleting all of said lines and insert the following:

“3. For each election, the election authority [shall] **may** provide for each polling place in its jurisdiction fifty-five ballots for each fifty and fraction of fifty voters registered in the voting district at the time of the election. The election authority shall keep a record of the exact number of ballots delivered to each polling place. For purposes of this subsection, the election authority shall not be required to count registered voters designated as inactive pursuant to section 115.193.”; and

Further amend said bill, Page 13, Section 115.247, Line 25, by placing an opening bracket “[“ before the word “All”; and

Further amend said bill, Page 13, Section 115.247, Line 28, by placing a closing bracket “]” after the word “authority.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Jetton resumed the Chair

Representative Bearden offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, Page 1, Line 4, by inserting after the words “each election,” on said line the following:

“held in a county with a charter form of government”; and

Further amend said amendment, Page 1, Line 6, by inserting after the word “election.” on said line the following:

“For each election except a general election held in any county without a charter form of government, the election authority shall provide for each polling place in its jurisdiction a number of ballots equal to at least one and one-third times the number of ballots cast in the voting district served by such polling place at the election held two years before at that polling place or at the polling place that served the voting district in the previous election. For each general election held in any county without a charter form of government, the election authority shall provide for each polling place in its jurisdiction a number of ballots equal to at least one and one-third times the number of ballots cast in the voting district served by such polling place or at the polling place that served the voting district in the general election held four years prior. When determining the number of ballots to provide for each polling place, the election authority shall consider any factors that would affect the turnout at such polling place.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bearden, **House Amendment No. 1 to House Amendment No. 3** was adopted by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Icet	Jackson	Johnson 47	Jones	Kelly

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Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 063

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Daus	Donnelly	Dougherty	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Henke
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Robinson	Roorda	Rucker
Salva	Schoemehl	Shoemyer	Skaggs	Storch
Swinger	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Cooper 158	Darrough	Haywood
Spreng	St. Onge			

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Icet	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Rupp
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14

Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 061

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Storch	Swinger
Villa	Vogt	Wagner	Walsh	Walton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 004

Casey	Dougherty	Henke	Whorton
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ABSENT WITH LEAVE: 004

Bean	Brown 30	Cooper 158	Spreng
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On motion of Representative Smith (14), **House Amendment No. 3, as amended**, was adopted.

Representative Johnson (61) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, Section 115.024, Page 3, Line 44, by inserting after said line the following:

“115.133. 1. Except as provided in subsection 2 of this section, any citizen of the United States who is a resident of the state of Missouri and seventeen years and six months of age or older shall be entitled to register and to vote in any election which is held on or after his eighteenth birthday.

2. No person who is adjudged incapacitated shall be entitled to register or vote. No person shall be entitled to vote:

(1) While confined under a sentence of imprisonment;

[(2) While on probation or parole after conviction of a felony, until finally discharged from such probation or parole;] or

[(3)] (2) After conviction of a felony or misdemeanor connected with the right of suffrage.

3. Except as provided in federal law or federal elections and in section 115.277, no person shall be entitled to vote if the person has not registered to vote in the jurisdiction of his or her residence prior to the deadline to register to vote.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Johnson (61) moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 026

Baker 25	Bland	Bowman	Boykins	Brooks
Brown 50	Chappelle-Nadal	Curls	Daus	Dougherty
El-Amin	Fraser	George	Haywood	Hoskins
Hubbard	Hughes	Johnson 61	Kratky	Low 39
Lowe 44	Oxford	Vogt	Walsh	Walton
Wright-Jones				

NOES: 128

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Bringer	Bruns
Casey	Chinn	Cooper 120	Cooper 155	Corcoran
Cunningham 145	Cunningham 86	Dake	Darrough	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Guest	Harris 110	Henke	Hobbs
Hunter	Ice	Johnson 47	Johnson 90	Jones
Kelly	Kingery	Kraus	Kuessner	Lager
Lampe	Lembke	Liese	Lipke	Loehner
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Rupp
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yaeger	Yates
Young	Zweifel	Mr Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Burnett	Cooper 158	Harris 23
Jackson	Jolly	LeVota	Spreng	

Representative Pratt offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, Pages 35 to 37, Section 115.637, Lines 1 to 76, by deleting all of said section; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Cooper (120) resumed the Chair.

On motion of Representative Pratt, **House Amendment No. 5** was adopted.

Representative Low (39) offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, Page 38, Section B, Lines 1-6, by deleting all of said section and replacing in lieu thereof the following:

“Section B. The provisions of this bill shall become effective on July 1, 2008.”.

Representative Skaggs offered **House Substitute Amendment No. 1 for House Amendment No. 6**.

Representative Flook raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 6** goes beyond the scope of the underlying amendment and underlying bill.

Representative Cooper (120) requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Speaker Jetton resumed the Chair.

Representative Low (39) moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote:

AYES: 073

Aull	Avery	Baker 25	Black	Bland
Bogetto	Bowman	Boykins	Bringer	Brooks
Brown 50	Burnett	Casey	Chappelle-Nadal	Corcoran
Curls	Dake	Darrough	Daus	Donnelly
Dougherty	El-Amin	Frame	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hubbard	Hughes	Johnson 47	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	McGhee	Meadows
Meiners	Oxford	Page	Parker	Pearce
Robinson	Roorda	Rucker	Salva	Schoemehl
Shoemyer	Skaggs	Smith 150	Storch	Swinger
Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright 137	Wright-Jones
Yaeger	Young	Zweifel		

NOES: 084

Baker 123	Bearden	Behnen	Bivins	Bruns
Chinn	Cooper 120	Cooper 155	Cunningham 145	Cunningham 86

Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Hobbs	Hoskins	Hunter	Ice	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parson	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Rupp	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 159	Yates	Mr Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Cooper 158	Jackson	Spreng
Wasson				

HCS SS#2 SCS SBs 1014 & 730, as amended, was laid over.

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

HCS SB 805 - Fiscal Review (Fiscal Note)

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Lipke reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SS SCS SBs 588, 557, 579, 563, 869, 619, 570, 753, 764, 782, 783 & 890**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 770**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 873**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SCS SBs 1185, 1163, 1174, 1200 & 1225**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HCS SCS SB 1221**, begs leave to report it has examined the same and recommends that the **House Committee Substitute No. 2 Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Utilities, Chairman Rector reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **SCS SBs 1031 & 846**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Utilities, to which was referred **SB 1037**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Veterans, Chairman Jackson reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **SJR 26**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Ways and Means, Chairman Sutherland reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SCS SB 1140**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 977**, begs leave to report it has examined the same and recommends that it **Do Pass by Consent**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 977**, entitled:

An act to repeal section 79.060, RSMo, and to enact in lieu thereof one new section relating to the board of aldermen in fourth class cities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HB 1009**, and has taken up and passed **CCS SCS HB 1009**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 1010**, and has taken up and passed **CCS SCS HCS HB 1010**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 1011**, and has taken up and passed **CCS SCS HCS HB 1011**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 1012**, and has taken up and passed **CCS SCS HCS HB 1012**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HB 1013**, and has taken up and passed **CCS SCS HB 1013**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1021**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **SCS HCS HB 1022, as amended**: Senators Gross, Gibbons, Shields, Graham and Wheeler.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1306**, entitled:

An act to repeal sections 32.040, 32.051, 70.600, 70.615, 86.254, 86.330, 86.333, 86.337, 86.340, 86.590, 87.120, 87.325, 87.330, 87.335, 87.340, 87.345, 104.010, 104.040, 104.335, 104.340, 104.342, 104.344, 104.352, 104.354, 104.378, 104.380, 104.395, 104.410, 104.450, 104.490, 104.601, 104.620, 104.621, 104.805, 104.1003, 104.1012, 104.1015, 104.1021, 104.1024, 104.1027, 104.1030, 104.1042, 104.1060, 104.1072, 104.1090, 104.1200, 104.1205, 104.1215, 105.268, 105.660, 105.665, 105.935, 320.320, and 476.682, RSMo, and to enact in lieu thereof fifty-nine new sections relating to state employee benefits, with penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 6 and Senate Amendment No. 7.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1306, Page 127, Section 105.684, Line 5 of said page, by striking all of said line; and

Further amend Line 16 of said page, by striking "seventy-five" and inserting in lieu thereof the following:

"one hundred".

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1306, Page 8, Section 70.615, Line 20, by inserting immediately after said line the following:

"70.655. 1. Upon a member's retirement he or she shall receive an allowance for life in accordance with the applicable benefit program elected by the member's employer, as follows:

(1) Benefit program L-1. A member with credited service covered by benefit program L-1 shall receive an allowance for life equal to one percent of the member's final average salary multiplied by the number of years of such credited service;

(2) Benefit program L-3. A member with credited service covered by benefit program L-3 shall receive an allowance for life equal to one and one-quarter percent of the member's final average salary multiplied by the number of years of such credited service;

(3) Benefit program LT-4. A member with credited service covered by benefit program LT-4 shall receive an allowance for life equal to one percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-two, then such member shall receive a temporary allowance equal to one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-two;

(4) Benefit program LT-5. A member with credited service covered by benefit program LT-5 shall receive an allowance for life equal to one and one-quarter percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-two, then such member shall receive a temporary allowance equal to three-quarters of one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-two;

(5) Benefit program L-6. A member with credited service covered by benefit program L-6 shall receive an allowance for life equal to two percent of the member's final average salary multiplied by the number of years of such credited service;

(6) Benefit program L-7. A member with credited service covered by benefit program L-7 shall receive an allowance for life equal to one and one-half percent of the member's final average salary multiplied by the number of years of such credited service;

(7) Benefit program LT-8. A member with credited service covered by benefit program LT-8 shall receive an allowance for life equal to one and one-half percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-two, then such member shall receive a temporary allowance equal to one-half of one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-two;

(8) Benefit program LT-4(65). A member with credited service covered by benefit program LT-4(65) shall receive an allowance for life equal to one percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-five, then such member shall receive a temporary allowance equal to one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-five;

(9) Benefit program LT-5(65). A member with credited service covered by benefit program LT-5(65) shall receive an allowance for life equal to one and one-quarter percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-five, then such member shall receive a temporary allowance equal to three-quarters of one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-five;

(10) Benefit program LT-8(65). A member with credited service covered by benefit program LT-8(65) shall receive an allowance for life equal to one and one-half percent of the member's final average salary multiplied by the

number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-five, then such member shall receive a temporary allowance equal to one-half of one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-five;

(11) Benefit program L-9. A member with credited service covered by benefit program L-9 shall receive an allowance for life equal to one and six-tenths percent of the member's final average salary multiplied by the number of years of such credited service;

(12) Benefit program LT-10(65). A member with credited service covered by benefit program LT-10(65) shall receive an allowance for life equal to one and six-tenths percent of the members' final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645 or section 70.650 or section 70.670, and if such member's age at retirement is younger than age sixty-five, then such member shall receive a temporary allowance equal to four-tenths of one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death; or the member's attainment of age sixty-five;

(13) Benefit program L-11. Benefit program L-11 may cover employment in a position only if such position is not concurrently covered by federal Social Security; in addition, if such position was previously covered by federal Social Security, benefit program L-11 may cover only employment rendered after cessation of federal Social Security coverage. A member with credited service covered by benefit program L-11 shall receive an allowance for life equal to two and one-half percent of the member's final average salary multiplied by the number of years of such credited service;

(14) Benefit program L-12. A member with credited service covered by benefit program L-12 shall receive an allowance for life equal to one and three-quarter percent of the member's final average salary multiplied by the number of years of such credited service;

(15) Benefit program LT-14(65). A member with credited service covered by benefit program LT-14(65) shall receive an allowance for life equal to one and three-quarter percent of the member's final average salary multiplied by the number of years of such credited service. In addition, if such member is retiring as provided in section 70.645, 70.650, or 70.670, then such member shall receive a temporary allowance equal to one-quarter of one percent of the member's final average salary multiplied by the number of years of such credited service. Such temporary allowance shall terminate at the end of the calendar month in which the earlier of the following events occurs: such member's death or the member's attainment of age sixty-five.

2. If each portion of a member's credited service is not covered by the same benefit program, then the member's total allowance for life shall be the total of the allowance for life determined under each applicable benefit program.

3. Each employer shall have the credited service of each of its members covered by benefit program L-1 provided for in this section unless such employer shall have elected another benefit program provided for in this section.

4. Except as otherwise provided in this subsection, each political subdivision, by majority vote of its governing body, may elect from time to time to cover its members, whose political subdivision employment is concurrently covered by federal Social Security, under one of the benefit programs provided for in this section. Each political subdivision, by majority vote of its governing body, may elect from time to time to cover its members, whose political subdivision employment is not concurrently covered by federal Social Security, under one of the benefit programs provided for in this section. The clerk or secretary of the political subdivision shall certify the election of the benefit program to the board within ten days after such vote. The effective date of the political subdivision's benefit program is the first day of the calendar month specified by such governing body, or the first day of the calendar month next following receipt by the board of the certification of election of benefit program, or the effective date of the political subdivision becoming an employer, whichever is the latest. Such election of benefit program may be changed from time to time by such vote, but not more often than biennially. If such changed benefit program provides larger allowances than the benefit program previously in effect, then such larger benefit program [shall] **may, if the political subdivision elects as such at the time of its majority vote electing to cover its members under one of the benefit programs provided for in this section, be applicable to the past and future employment with the employer by present and future employees, but otherwise shall be applicable only to credited service for employment rendered on or after the effective date of such change.** If such changed benefit program provides smaller allowances than the benefit program previously in effect, then such changed benefit program shall be applicable only to credited service for employment rendered from and after the effective date of such change. After August 28, 1994, political subdivisions shall not elect coverage under benefit program LT-4, benefit program LT-5, or benefit program LT-8. After August 28, 2005, political subdivisions shall not elect coverage under benefit program L-9 or benefit program LT-10(65).

5. Should an employer change its election of benefit program as provided in this section, the employer contributions shall be correspondingly changed effective the same date as the benefit program change.

6. The limitation on increases in an employer's contribution provided by subsection 6 of section 70.730 shall not apply to any contribution increase resulting from an employer electing a benefit program which provides larger allowances.

7. Subject to the provisions of subsections 9 and 10 of this section, for an allowance becoming effective on September 28, 1975, or later, and beginning with the October first which is at least twelve full months after the effective date of the allowance, the amount of the allowance shall be redetermined effective each October first and such redetermined amount shall be payable for the ensuing year. Subject to the limitations stated in the next sentence, such redetermined amount shall be the amount of the allowance otherwise payable multiplied by the following percent: one hundred percent, plus two percent for each full year (excluding any fraction of a year) in the period from the effective date of the allowance to the current October first. In no event shall such redetermined amount (1) be less than the amount of the allowance otherwise payable nor (2) be more than the amount of the allowance otherwise payable multiplied by the following fraction: the numerator shall be the Consumer Price Index for the month of June immediately preceding such October first (but in no event an amount less than the denominator below) and the denominator shall be the Consumer Price Index for the month of June immediately preceding the effective date of the allowance. As used herein, "Consumer Price Index" means the Consumer Price Index for Urban Wage Earners and Clerical Workers, as determined by the United States Department of Labor and in effect January 1, 1975; provided, should such Consumer Price Index be restructured subsequent to 1974 in a manner materially changing its character, the board shall change the application of the Consumer Price Index so that as far as is practicable the 1975 intent of the use of the Consumer Price Index shall be continued. As used herein "the amount of the allowance otherwise payable" means the amount of the allowance which would be payable without regard to these provisions redetermining allowance amounts after retirement.

8. Subject to the provisions of subsections 9 and 10 of this section, for an allowance becoming effective on September 28, 1975, or later, the maximum allowance payable under the provisions of section 70.685 shall be redetermined each October first in the same manner as an allowance is redetermined under the provisions of subsection 7 of this section.

9. (1) The system establishes reserves for the payment of future allowances to retirants and beneficiaries. Should the board determine, after consulting with the actuary, that the established reserves are more than sufficient to provide such allowances, the board may increase the annual increase rate provided for in subsections 7 and 8 of this section, as it applies to any allowance payable, but in no event shall the total of all redetermined amounts as of October first of any year be greater than one hundred four percent of the allowances which would have been payable that October first without such redeterminations; provided, as of any redetermination date the same annual increase rate shall be applied to all allowances with effective dates in the range of November first to October first of the following year. The board may extend the provisions of subsections 7 and 8 of this section to allowances which became effective before September 28, 1975; provided such an action by the board shall not increase an employer contribution rate then in effect;

(2) After August 28, 1993, the annual increase rate established by this subsection shall be a compound rate, compounded annually, and the four percent annual maximum rate shall also be a compound rate, compounded annually; provided, the use of such compounding shall not begin until October 1, 1993, and shall not affect redeterminations made prior to that date.

10. Should the board determine that the provisions of subsections 7, 8 and 9 of this section are jeopardizing the financial solvency of the system, the board shall suspend these provisions redetermining allowance amounts after retirement for such periods of time as the board deems appropriate."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1306, Page 118, Section 104.1095(2), Line 15, by deleting the word "fifteen" and inserting in lieu thereof the word "twenty".

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1306, Pages 73-76, Section 104.603, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1306, Page 80, Section 104.620, Line 9 of said page, by inserting after all of said line the following:

"104.800. 1. [Except as otherwise provided by law] **Notwithstanding any other provision of law to the contrary, on or after August 28, 2006**, any person having earned creditable **or credited** service pursuant to the provisions of **section 104.010 or section 104.1003** of the state employees' retirement system or pursuant to the provisions of the state transportation department employees' and highway patrol retirement system or having service as a statewide state elective officer or having service as a member of the general assembly or having service pursuant to the provisions of sections 287.812 to 287.855, RSMo, or having service as a judge, as defined in section 476.515, RSMo, may elect prior to retirement and not after retirement, to make a one-time transfer of credit for such service or such creditable service to or from any other retirement system or type of service specified in this section or sections 56.800 to 56.840, RSMo, for which the person has accumulated service or creditable service. The amount of transferred credit shall be accumulated with the amount of such creditable service or such service earned by the person in the retirement system or type of service to which the service is transferred for purposes of determining the benefits to which the person is entitled under the retirement system or type of service to which the service is transferred. The transfer of such creditable service or service shall become effective on the first day of the second month following the month in which the person files written notification of the person's election with the retirement boards affected by such service transfer. When the election to transfer creditable service or service becomes effective, the person shall thereby forfeit any claim to any benefit under the provisions of the retirement system or type of service, as the case may be, from which the service or creditable service was transferred regardless of the amount of service or creditable service previously earned in such retirement system or type of service. Any person who has transferred service pursuant to this subsection prior to August 28, 2002, and who is an employee covered by a retirement plan described in this subsection after that date, may elect to make an additional transfer of service prior to retirement if additional service would otherwise be available to be transferred except for the forfeiture of that service after the previous transfer. In no event shall the amount of service that a person shall be entitled to transfer pursuant to the provisions of this section exceed eight years.

2. In the event of the death of a member before retirement and prior to exercising transfer rights pursuant to the provisions of this section, survivorship benefits shall be computed as if such person had in fact exercised or not exercised the person's transfer rights to produce the most advantageous benefit possible.

3. Any person that has earned creditable service pursuant to the provisions governing the Missouri state employees' retirement system or pursuant to the provisions of chapter 287, RSMo, or chapter 476, RSMo, who terminated employment prior to August 13, 1986, shall, upon application to the board of trustees of the Missouri state employees' retirement system, be made, constituted and appointed and employed by the board as a special consultant on the problems of retirement, aging and other state matters for the remainder of the person's life. Upon request of the board or the court from which the person retired, the consultant shall give opinions or be available to give opinions in writing or orally in response to such request. As compensation for such services, the consultant shall be eligible, prior to retirement, to make a one-time transfer of creditable service as provided in this section."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 7

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1306, Page 118, Section 104.1095, Line 6, by striking the words "benefit increase", and inserting in lieu thereof the words "**increase or decrease in pension benefits**".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HBs 1382 & 1158**, entitled:

An act to repeal sections 301.445, 301.447, 301.451, 301.456, 301.457, 301.464, 301.465, 301.3054, 301.3085, 301.3090, 301.3116, and 301.4000, RSMo, and to enact in lieu thereof fifteen new sections relating to special license plates for military personnel.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1437**, entitled:

An act to repeal sections 190.350, 190.353, 190.355, 192.400, 192.410, and 192.420, RSMo, and to enact in lieu thereof five new sections relating to poison and radiation control.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1440**, entitled:

An act to repeal section 143.121, RSMo, and to enact in lieu thereof two new sections relating to Missouri income tax.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1449**, entitled:

An act to repeal section 168.133, RSMo, and to enact in lieu thereof one new section relating to background checks for teachers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1509**, entitled:

An act to repeal section 320.202, RSMo, and to enact in lieu thereof one new section relating to the division of fire safety.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1601**, entitled:

An act to repeal section 431.064, RSMo, and to enact in lieu thereof one new section relating to emergency medical treatment, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1687**, entitled:

An act to repeal sections 196.973, 196.979, and 196.981, RSMo, and to enact in lieu thereof three new sections relating to unused prescription drugs, with penalty provisions.

With Senate Committee Amendment No. 1.

Senate Committee Amendment No. 1

AMEND House Bill No. 1687, Page 3, Section 196.979, Line 26, by inserting at the end of said line the following:

"Such donate drugs may be repackaged in a manner appropriate for distribution by participating pharmacies, hospitals, and nonprofit clinics."; and

Further amend said title, enacting clause and intersectional references accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1707**, entitled:

An act to repeal sections 59.170 and 193.065, RSMo, and to enact in lieu thereof two new sections relating to local officials.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1762**, entitled:

An act to repeal section 301.142, RSMo, and to enact in lieu thereof one new section relating to disabled license plates, with a penalty provision.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1787**, entitled:

An act to amend chapter 620, RSMo, by adding thereto one new section relating to the guard at home program, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1944**, entitled:

An act to repeal sections 99.120, 99.460, 100.420, 238.247, 353.130, 523.040, 523.055, 523.060, 523.200, and 523.205, RSMo, and to enact in lieu thereof twenty-eight new sections relating to eminent domain, with a severability clause.

With Senate Amendment No. 1 to Senate Substitute Amendment No. 1 for Senate Amendment No. 1, Senate Substitute Amendment No. 1 for Senate Amendment No. 1, as amended, Senate Amendment No. 2, Senate Amendment No. 5, Senate Amendment No. 6, Senate Amendment No. 7, Senate Amendment No. 8, Senate Amendment No. 9 and Senate Amendment No. 10.

*Senate Amendment No. 1
to
Senate Substitute Amendment No. 1
for
Senate Amendment No. 1*

AMEND Senate Substitute Amendment No. 1 for Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No.1944, Page 1, Section 523.271, Line 2, by inserting after the word "bill" the following:

"and inserting in lieu thereof the following:

"523.271. 1. No condemning authority shall acquire private property through the process of eminent domain for solely economic development purposes.

2. For the purposes of this section, "economic development" shall mean a use of a specific piece of property or properties which would provide an increase in the tax base, tax revenues, employment, and general economic health, and does not include the elimination of blighted, substandard, or unsanitary conditions, or conditions rendering the property or its surrounding area a conservation area as defined in section 99.805, RSMo.""

*Senate Substitute Amendment No. 1
for
Senate Amendment No. 1*

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Pages 24 & 25, Section 523.271, by striking said section from the bill; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 26, Section 523.282, Line 12, by inserting immediately after the word "that" the following:

"upon completion of the initial structure".

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 9, Section 523.040, Line 2 of said page, by striking the word "five" and inserting in lieu thereof the following:

"ten".

Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 20, Section 523.253, Line 10 of said page, by inserting immediately after the word "property" the following:

"for purposes of the offer made in subsection 1 of this section".

Senate Amendment No. 7

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 9, Section 523.055, Line 24 of said page, by inserting immediately after the word "have" the following:

"not less than"; and

Further amend Line 25 of said page, by inserting immediately after the word "award" the following:

"to surrender possession".

Senate Amendment No. 8

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 12, Section 523.205, Line 17, by striking the word "or"; and

Further amend said page and section, Line 18, by inserting after the word "public" the following:

“; or

(c) On a not-for-profit basis by any organization that has obtained an exemption from the payment of federal income taxes as provided in section 501(c)(3), of Title 26, U.S.C., as amended and veterans organizations.”.

Senate Amendment No. 9

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 20, Section 523.253, Line 7, by adding immediately after the word "shall" the following:

", at the time of the offer,"; and

Further amend said bill, Page 23, Section 523.262, Line 20, by adding immediately after the number "3" the following **"and 6"**; and

Further amend said bill and page and section, Lines 23-26, by striking all of said lines and inserting in lieu thereof the following **"Uniform Relocation Assistance Act."**

Senate Amendment No. 10

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, Page 26, Section 523.282, Line 16, by inserting after the phrase "of such structure." the following:

"Nothing in this section shall prohibit the expansion or upgrade of the initially completed structure provided that the purpose or purposes and footprint of said expansion or upgrade were explicitly described in the original terms of the instrument."

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SCS SB 666, as amended**: Senators Engler, Clemens, Goodman, Graham and Bray.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SCS SB 773, as amended**: Senators Cauthorn, Klindt, Gross, Wheeler and Coleman; and that the conferees have been allowed to exceed the differences on the livestock theft language.

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 932**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 932 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 932;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 932;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 932, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Delbert Scott
/s/ John E. Griesheimer
/s/ Chuck Purgason
/s/ Victor Callahan
/s/ Rita Heard Days

FOR THE HOUSE:

/s/ Larry D. Wilson
/s/ Bob Johnson
/s/ Todd Smith
/s/ Wes Wagner
/s/ Brad Robinson

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, May 4, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Kathy Chinn, District 8, hereby state and affirm that my vote as recorded on the motion to adopt HCS SB 1084 as recorded in the House Journal for Wednesday, May 3, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of May 2006.

/s/ Kathy Chinn
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kenny Jones, District 117, hereby state and affirm that my vote as recorded on the motion to adopt the emergency clause to HCS SB 1084 as recorded in the House Journal for Wednesday, May 3, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of May 2006.

/s/ Kenny Jones
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of May 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Fred Kratky, District 65, hereby state and affirm that my votes as recorded on Pages 1375 and 1385 of the House Journal for Tuesday, May 2, 2006 showing that I voted "absent with leave" were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of May 2006.

/s/ Fred Kratky
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Fred Kratky, District 65, hereby state and affirm that my vote as recorded on Page 1379 of the House Journal for Tuesday, May 2, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of May 2006.

/s/ Fred Kratky
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rodney Schad, District 115, hereby state and affirm that my vote as recorded on the motion to adopt the emergency clause to HCS SB 1084 as recorded in the House Journal for Wednesday, May 3, 2006, showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of May 2006.

/s/ Rodney Schad
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Dennis Wood, District 62, hereby state and affirm that my vote as recorded on the motion to truly agree to and finally pass SB 1189 as recorded in the House Journal for Wednesday, May 3, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 3rd day of May 2006.

/s/ Dennis Wood
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 3rd day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

BUDGET

Thursday, May 4, 2006, 9:00 a.m. Hearing Room 3.

Tax credit presentation.

Executive session may follow.

CONFERENCE COMMITTEE - APPROPRIATIONS

Thursday, May 4, 2006, 1:00 p.m. Senate Committee Room 2.

Executive session may follow.

Public hearing to be held on: SCS HCS HB 1022

CONFERENCE COMMITTEE NOTICE

Thursday, May 4, 2006, 5:00 p.m. Hearing Room 1.

Upon adjournment or 5:00 p.m., whichever is later.

Public hearing to be held on: SCS HCS HB 1270 & 1027

CONFERENCE COMMITTEE NOTICE

Thursday, May 4, 2006, 6:00 p.m. Hearing Room 3.

Upon afternoon adjournment or 6:00 p.m., whichever is later.

Public hearing to be held on: SCS HB 1865

FISCAL REVIEW

Thursday, May 4, 2006, 9:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Friday, May 5, 2006, 9:00 a.m. Hearing Room 1.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

HEALTH CARE POLICY

Thursday, May 4, 2006, 12:30 p.m. Hearing Room 6.
Executive session will be held on: SCS SBs 858 & 868, SB 901

INSURANCE POLICY

Thursday, May 4, 2006, Hearing Room 7 upon afternoon adjournment.
Please note the time and room changes. AMENDED
Executive session.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 8, 2006, 10:00 a.m. Hearing Room 6.
Legislative Budget Office.
Some portions of the meeting may be closed pursuant to Section 610.021.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Tuesday, May 9, 2006, Hearing Room 3 upon morning recess.
Vote on license plate.
Executive session.

PROFESSIONAL REGISTRATION AND LICENSING

Thursday, May 4, 2006, 12:00 p.m. Hearing Room 1.
Hearing will convene at 12:00 p.m. or upon morning recess.
Public hearing to be held on: SCS SB 1032

RULES [PURSUANT TO RULE 25(26)(f)]

Thursday, May 4, 2006, Hearing Room 6 upon afternoon adjournment.
Upon afternoon adjournment or approximately 6:00 p.m.
Public hearings to be held on: HCS HR 2295, SJR 26, HCS SCS SB 961,
HCS SB 689, HCS SB 770, HCS SB 1037, HCS SCS SBs 1185, 1163, 1174, 1200 & 1225,
HCS SS SCS SB 1041, SCS SB 1140, SCS SBs 1031 & 846, HCS#2 SCS SB 1221

SPECIAL COMMITTEE ON GENERAL LAWS

Thursday, May 4, 2006, 9:00 a.m. Hearing Room 7.
Executive session may follow.
Public hearing to be held on: SCS SB 913

SPECIAL COMMITTEE ON HEALTHCARE FACILITIES

Thursday, May 4, 2006, 8:00 a.m. Hearing Room 1.
Executive session will be held.

SPECIAL COMMITTEE ON IMMIGRATION REFORM

Friday, May 5, 2006, 8:30 a.m. Hearing Room 4.
Executive session.
Informational comments will be taken from Senator Gross,
Representatives Nolte, Davis, Wildberger and Kraus.

HOUSE CALENDAR

SIXTY-SEVENTH DAY, THURSDAY, MAY 4, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HJR 55, as amended - Lipke
- 5 HCS HJR 31 - Cunningham (86)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter
- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge
- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HB 1651 & 1608 - Yates
- 23 HB 2111 - Hubbard
- 24 HCS HB 1868 - Faith
- 25 HCS HB 2040 - Richard
- 26 HB 1537 - Schaaf
- 27 HCS HB 2047 - Johnson (47)
- 28 HCS#2 HB 2008, 1218 & 1062 - Muschany
- 29 HB 1946 - El-Amin
- 30 HB 1184 - Stevenson
- 31 HCS HB 1340, 1549, 1918 & 1998 - Schlottach
- 32 HCS HB 1968 - Zweifel
- 33 HCS HB 1147 - Bivins

- 34 HCS HB 1465 - Hunter
- 35 HCS HB 1600 - Viebrock
- 36 HCS HB 1730 - Schlottach
- 37 HCS HB 1089 - Schaaf
- 38 HCS HB 1751 - Munzlinger
- 39 HCS HB 1273 & 1136 - Baker (123)
- 40 HCS HB 1327 - Schaaf
- 41 HB 1853 - Bland

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1141 - Jackson
- 3 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 4 HB 1499, as amended - May
- 5 HCS HB 1080, HA 1, pending - Schaaf

HOUSE BILL FOR THIRD READING

HB 1930 - Hubbard

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 31, (4-24-06, Pages 1206-1207) - Fraser
- 7 HCR 49, (4-27-06, Pages 1316-1317) - Emery

SENATE BILLS FOR THIRD READING - CONSENT

- 1 HCS SB 712, E.C. - Bruns
- 2 SCS SB 870, E.C. - Cooper (158)
- 3 SB 881 - Robinson
- 4 SB 919 - Rector
- 5 SB 931 - Parson
- 6 SB 964 - Jackson
- 7 SB 990, as amended - Bruns
- 8 SCS#2 SB 1003, E.C. - Bruns
- 9 SB 1057 - Behnen
- 10 SCS SB 1059 - Roorda
- 11 SCS SB 1060 - Jackson
- 12 SB 1085 - Cooper (155)
- 13 SB 1139 - Yaeger
- 14 SB 1146 - Pratt

- 15 SB 1197 - Viebrock
- 16 SB 1208 - Pratt
- 17 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 SB 766 - Bruns
- 2 SB 818 - Smith (118)
- 3 HCS SCS SB 878 - Stevenson
- 4 HCS SCS SB 1048 - Schaaf
- 5 HCS SB 629 - Faith
- 6 HCS SB 697 - St. Onge
- 7 HCS SS SCS SBs 872, 754 & 669, as amended, HA 2, pending - St. Onge
- 8 SCS SB 1008 - Myers
- 9 HCS SS SB 696 - Flook
- 10 SB 726 - May
- 11 SB 779 - Harris (110)
- 12 SB 822, E.C. - Sater
- 13 HCS SS SCS SB 892 - Cunningham (145)
- 14 HCS SB 908 - St. Onge
- 15 HCS SCS SB 1064 - St. Onge
- 16 HCS SB 735 - Pratt
- 17 SB 1101 - Schlottach
- 18 HCS SCS SB 1175 - Nance
- 19 HCS SS SCS SB 590 - Kingery
- 20 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 21 HCS SS SCS SB 825 - Pratt
- 22 HCS SCS SB 915 - Rector
- 23 HCS SB 951 - Nance
- 24 HCS SB 1002 - Black
- 25 SS SB 1066 - Rector
- 26 HCS SB 1124 - Behnen
- 27 SB 643 - Smith (118)
- 28 HCS SS SCS SB 894, E.C. - Muschany
- 29 HCS SS SCS SB 912 - Baker (123)
- 30 HCS SCS SB 925 - Bivins
- 31 HCS SS SCS SB 832 - Johnson (47)
- 32 HCS SB 884 - Johnson (47)
- 33 HCS SB 965 - Threlkeld
- 34 HCS SCS SB 968 - Walsh
- 35 HCS SS#2 SCS SBs 1014 & 730, as amended, E.C. - Stevenson
- 36 SS SCS SB 718 - Pearce
- 37 HCS SB 780 - Rector
- 38 HCS SB 805, (Fiscal Review 5-03-06) - Smith (14)
- 39 HCS SS SCS SB 882 - Cooper (120)
- 40 SB 938 - St. Onge
- 41 HCS SB 1023 - Johnson (61)

- 42 SCS SB 1081 - Bivins
- 43 SS SCS SB 1236 - Tilley
- 44 HCS SCS SB 646, E.C. - Schlottach
- 45 HCS SCS SB 746 - Whorton
- 46 HCS SS SCS SB 969 - St. Onge
- 47 HCS SS SCS SB 1229 - Dixon

SENATE CONCURRENT RESOLUTION FOR THIRD READING

SCS SCR 24, (4-13-06, Pages 1078-1079) - Ruestman

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SS SCS HCS HB 1944, as amended - Hobbs
- 2 SS SCS HCS HB 1306, as amended - Smith (118)
- 3 SCS HB 1601, E.C. - Weter
- 4 HB 1687, SCA 1 - Wright (137)
- 5 SCS HB 1437 - Threlkeld
- 6 SCS HCS HB 1787, E.C. - Jackson
- 7 SCS HCS HB 1762 - Wilson (119)
- 8 SCS HCS HB 1382 & 1158 - Kraus
- 9 SCS HCS HB 1449 - Wright (159)
- 10 SCS HB 1707 - Dusenberg
- 11 SCS HB 1509 - Bruns
- 12 SCS HCS HB 977 - Whorton
- 13 SCS HCS HB 1440 - Sutherland

BILLS IN CONFERENCE

- 1 SCS HCS HB 1270 & 1027, as amended - Behnen
- 2 HCS SCS SBs 1001, 896 & 761, as amended, E.C. - St. Onge
- 3 CCR HCS SCS SB 932 - Wilson (119)
- 4 SCS HB 1865, as amended - Bearden
- 5 HCS SCS SB 773, as amended - Fisher
- 6 HCS SCS SB 666, as amended - Bruns
- 7 SCS HCS HB 1022, as amended - Icet

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon
- 3 SCR 27, (3-16-06, Pages 631-632) - Cooper (158)
- 4 HCS SCR 31, (4-26-06, Pages 1281-1282) - Dethrow

HOUSE RESOLUTIONS

- 1 HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes
- 2 HR 1930, (4-27-06, Pages 1315-1316) - Emery

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTY-SEVENTH DAY, THURSDAY, MAY 4, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

Each year, the first Thursday of May is the National Day of Prayer.

Let us pray.

“From Heaven the Lord looks down;
He sees all mankind.
From His fixed throne He beholds
All who dwell on the Earth,
He who fashioned the heart of each,
He who knows all their works.”
Psalm 33:13-15

Holy Lord, Almighty God, thank You for Your knowledge of and care for us. Today, in the midst of our work, we come together in mind and heart with millions of Americans. We come together simply to pray.

Please guide the leaders of our nation and all the nations involved that they may bring an end to terrorism and to all that leads to terrorism. Protect our armed forces and all who provide security for our land and our lives.

Guide us, that we may do our part, in finding a just solution to the problems of energy, its cost and supply. Help us fulfill our responsibilities to the poor, the disabled and the elderly. Show us how to do our part in respecting all human life.

Hold us together through our common faith that we are Your sons and daughters, that we may promote true justice, and protect the rights and freedom of all.

We pray to You our God, now and forever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Nathaniel Golden, Amanda Jackson, Natalia Johnson, Evan Kolze, Ricky Lucious, Sarah Shaw, Daniel Graham, Drew Dielmann, Sam Picus, Michael Figenshau, Churie Michalski, Jeff Spreng, Marlo Hix, William Maxwell, Kimberly Maxwell, Dustin Jones, Kaylee Kirleis, Courtney Maddock, Matthew Moore, Brittney Rea and Ray Reeves.

The Journal of the sixty-sixth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3164
 through
 House Resolution No. 3169 - Representative Rector
 House Resolution No. 3170
 and
 House Resolution No. 3171 - Representative Jetton
 House Resolution No. 3172 - Representative Cooper (158)
 House Resolution No. 3173 - Representative Brown (30)
 House Resolution No. 3174 - Representative Denison
 House Resolution No. 3175
 through
 House Resolution No. 3182 - Representative Pratt
 House Resolution No. 3183 - Representative Rector
 House Resolution No. 3184
 and
 House Resolution No. 3185 - Representative Cunningham (145)
 House Resolution No. 3186 - Representative Kuessner
 House Resolution No. 3187 - Representative Wilson (130)
 House Resolution No. 3188 - Representative Franz
 House Resolution No. 3189
 through
 House Resolution No. 3193 - Representative Skaggs
 House Resolution No. 3194 - Representative Bowman
 House Resolution No. 3195
 and
 House Resolution No. 3196 - Representative Swinger
 House Resolution No. 3197 - Representative Fares
 House Resolution No. 3198 - Representative McGhee
 House Resolution No. 3199
 through
 House Resolution No. 3202 - Representative Roorda
 House Resolution No. 3203 - Representative Rector
 House Resolution No. 3204
 through
 House Resolution No. 3213 - Representative Day
 House Resolution No. 3214 - Representative Richard
 House Resolution No. 3215 - Representative Rector

Representative Dempsey suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 126

Aull	Avery	Baker 25	Baker 123	Bearden
Bivins	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Daus	Davis	Day	Deeken
Dempsey	Denison	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Frame	Franz	Fraser	Guest	Harris 110
Hobbs	Hoskins	Hughes	Hunter	Icet
Johnson 47	Jolly	Jones	Kingery	Kratky
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Roorda
Rucker	Ruestman	Sander	Sater	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Silvey	Skaggs	Smith 150	St. Onge	Storch
Sutherland	Swinger	Tilley	Villa	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wilson 119	Wilson 130	Witte	Wood
Wright 159	Wright-Jones	Yaeger	Young	Zweifel
Mr Speaker				

NOES: 001

Vogt

PRESENT: 012

Darrough	Dougherty	George	Henke	Johnson 90
Kraus	Lowe 44	Shoemyer	Smith 14	Viebrock
Wildberger	Yates			

ABSENT WITH LEAVE: 023

Bean	Behnen	Black	Brown 30	Dethrow
Fisher	Flook	Harris 23	Haywood	Hubbard
Jackson	Johnson 61	Kelly	Nieves	Roark
Salva	Schaaf	Smith 118	Spreng	Stevenson
Threlkeld	Walsh	Wright 137		

VACANCIES: 001

SPECIAL RECOGNITION

The Ninth Annual House Employee Appreciation Day was held and employees were recognized for their service. The Outstanding Employees of the Year were Sue Reynolds and Becky DeNeve.

Alexander Graham Bell, “Mr. Doorkeeper”, was introduced by Representative Moore and presented with a resolution.

THIRD READING OF SENATE BILL

HCS SS#2 SCS SBs 1014 & 730, as amended, relating to election administration, was taken up by Representative Stevenson.

Representative Deeken offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, Section 115.427, Page 15, Line 34, by inserting after all of said line the following:

“(5) Personal identification of the voter by two supervising election judges, one from each major political party, shall be acceptable voter identification upon the completion of a secretary of state-approved affidavit that is signed by both supervisory election judges and the voter that attests to the personal knowledge of the voter by the two supervisory election judges. The secretary of state may provide by rule for a sample affidavit to be used for such purpose.”; and

Further amend Section 115.427, Page 15, Line 57, by deleting from said line the word “provisional” and inserting in lieu thereof the word **“regular”**; and

Further amend said section, Page 15, Lines 57 through 61, by deleting all language on said lines after the word “ballot.” on Line 57; and

Further amend said section, Page 16, Line 80, by deleting the word “provisional” and inserting in lieu thereof the word **“regular”**; and

Further amend Page 16, Lines 82 through 89, by deleting all of said lines from the bill; and

Further amend Section 115.427, Page 18, Lines 151 through 155, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Bearden assumed the Chair.

Representative Cooper (120) offered **House Substitute Amendment No. 1 for House Amendment No. 7**.

House Substitute Amendment No. 1 for House Amendment No. 7 was withdrawn.

Representative Cooper (120) offered **House Amendment No. 1 to House Amendment No. 7**.

House Amendment No. 1 to House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, Page 1, Line 16, by inserting after all of said line the following:

“Further amend said bill, Section 115.427, Page 19, Line 183, by inserting after said line the following:

“15. The provisions of subdivision 5 of subsection 1, subsection 3, and subsection 4 of this section shall expire December 1, 2006.””; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cooper (120), **House Amendment No. 1 to House Amendment No. 7** was adopted by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hunter	Ice
Jackson	Johnson 47	Jones	Kelly	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
Marsh	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Quinn	Rector	Richard	Roark
Robb	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Whorton	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Mr Speaker		

NOES: 066

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Davis	Donnelly	Dusenberg
El-Amin	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Pratt	Robinson	Roorda	Rucker
Salva	Schoemehl	Shoemyer	Skaggs	Storch
Swinger	Villa	Vogt	Walton	Wildberger
Witte	Wright-Jones	Yaeger	Yates	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 003

Bean	Brown 30	Spreng
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VACANCIES: 001

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Baker 123	Bearden	Behnen	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Icet	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 061

Aull	Baker 25	Bogetto	Bowman	Boykins
Bringer	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	El-Amin	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Storch	Swinger
Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Yaeger	Young
Zweifel				

PRESENT: 002

Brooks	Dougherty
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ABSENT WITH LEAVE: 007

Avery	Bean	Bland	Brown 30	Spreng
Wasson	Wright-Jones			

VACANCIES: 001

Speaker Jetton resumed the Chair.

On motion of Representative Deeken, **House Amendment No. 7, as amended**, was adopted by the following vote:

AYES: 105

Aull	Avery	Baker 25	Bearden	Black
Bland	Bogetto	Bowman	Boykins	Bringer
Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Corcoran	Curls
Dake	Darrough	Daus	Day	Deeken
Dethrow	Donnelly	Dougherty	El-Amin	Ervin
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Ice	Johnson 47	Johnson 90	Jolly	Jones
Kelly	Kratky	Kuessner	Lampe	LeVota
Liese	Loehner	Low 39	Lowe 44	McGhee
Meadows	Meiners	Moore	Munzlinger	Oxford
Page	Parker	Parson	Pearce	Pollock
Quinn	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Schad	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 150	Storch	Swinger	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wells
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wright 137	Wright-Jones	Yaeger	Young	Zweifel

NOES: 054

Baker 123	Behnen	Bivins	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Dempsey	Denison
Dixon	Dusenberg	Emery	Faith	Hobbs
Hunter	Jackson	Johnson 61	Kingery	Kraus
Lager	Lembke	Lipke	Marsh	May
Muschany	Myers	Nance	Nieves	Nolte
Phillips	Portwood	Pratt	Rector	Richard
Roark	Robb	Sater	Schaaf	Scharnhorst
Smith 14	Smith 118	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wasson	Weter
Wood	Wright 159	Yates	Mr Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 003

Bean	Brown 30	Spreng
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VACANCIES: 001

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Guest	Hobbs	Hunter
Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

NOES: 064

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	El-Amin
Frame	Fraser	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Franz	George	Myers
Schneider	Spreng			

VACANCIES: 001

On motion of Representative Stevenson, **HCS SS#2 SCS SBs 1014 & 730, as amended**, was adopted.

On motion of Representative Stevenson, **HCS SS#2 SCS SBs 1014 & 730, as amended**, was read the third time and passed by the following vote:

AYES: 094

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 065

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Oxford	Page	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer
Skaggs	Storch	Swinger	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 003

Bean	Brown 30	Spreng
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VACANCIES: 001

Speaker Jetton declared the bill passed.

Representative Nieves assumed the Chair.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 063

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Yaeger	Young	Zweifel		

PRESENT: 001

Dougherty

ABSENT WITH LEAVE: 004

Bean	Brown 30	Spreng	Wright-Jones
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VACANCIES: 001

The emergency clause was adopted by the following vote:

AYES: 128

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Brooks
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155

Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hunter	Ice	Jackson	Johnson 47	Johnson 90
Jones	Kelly	Kingery	Kratky	Kraus
Lager	Lampe	Lembke	Liese	Lipke
Loehner	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Roorda	Rucker	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 030

Bland	Bowman	Boykins	Bringer	Brown 50
Burnett	Curls	Dake	Dougherty	Fraser
George	Hoskins	Hubbard	Hughes	Johnson 61
Jolly	Kuessner	LeVota	Low 39	Lowe 44
Robinson	Salva	Shoemyer	Skaggs	Villa
Vogt	Walton	Whorton	Wildberger	Wright-Jones

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Bruns	Spreng
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VACANCIES: 001

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Nate Blanchard, Chelsea Byland, Andrew Klass, Tate Mattson, John Schenkle, Taylor Walter, Megan Hoyt, Conner Hetzler, Loren Puche, Maggie Schmidt, Bailey Schmidt, Parker Schenkel and Brianna Sorensen.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3216

through

House Resolution No. 3229 - Representative Jetton

House Resolution No. 3230 - Representative Sander

House Resolution No. 3231 - Representative Munzlinger

House Resolution No. 3232 - Representative Wilson (130)

House Resolution No. 3233 - Representative Nolte

House Resolution No. 3234 - Representative Vogt

House Resolution No. 3235

through

House Resolution No. 3248 - Representative LeVota

House Resolution No. 3249 - Representative Fisher

House Resolution No. 3250 - Representative Harris (23), et al.

House Resolution No. 3251

and

House Resolution No. 3252 - Representative Roorda

House Resolution No. 3253 - Representative Schad

House Resolution No. 3254

and

House Resolution No. 3255 - Representative Lipke

House Resolution No. 3256 - Representative Shoemyer

House Resolution No. 3257

and

House Resolution No. 3258 - Representatives Shoemyer and Behnen

House Resolution No. 3259 - Representative Threlkeld

THIRD READING OF SENATE BILLS

HCS SS SCS SBs 872, 754 & 669, as amended, with House Amendment No. 2, pending, relating to safe operation of motor vehicles, was taken up by Representative St. Onge.

House Amendment No. 2 was withdrawn.

Representative Lipke offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 872, 754 & 669, Section 304.022, Page 4, Line 17, by deleting the open bracket “[“ immediately after the number “3.”; and

Further amend said section, said page, Line 20, by deleting the closed bracket “]” after the number “4.”; and

Further amend said section, Page 5, Line 43, by deleting the open bracket “[“ immediately before the number “5.” and the closed bracket “]” immediately after the number “5.”; and

Further amend said line, by deleting the following:

“4.”; and

Further amend said line, by deleting the open bracket “[“ immediately after the word “in”; and

Further amend said line, by deleting the closed bracket “]” immediately after the number “4”; and

Further amend said line, by deleting the following:

“**subsection 3**”; and

Further amend said section, said page, Line 48, by inserting an open bracket “[“ immediately before the number “304.026” and a closed bracket “]” immediately after the number “304.026”; and

Further amend said line, by inserting immediately after the number “304.026” the following:

“**304.025**”; and

Further amend said section, Page 6, Line 60, by deleting the open bracket “[“ immediately before the number “6.” and the closed bracket “]” immediately after the number “6.”; and

Further amend said line, by deleting the following:

“5.”; and

Further amend said section, said page, Line 63, by deleting the open bracket “[“ immediately before the number “7.” and the closed bracket “]” immediately after the number “7.”; and

Further amend said line, by deleting the following:

“6.”; and

Further amend said substitute, Section 307.182, Page 15, Line 43, by inserting immediately after said line the following:

“565.024. 1. A person commits the crime of involuntary manslaughter in the first degree if he or she:

(1) Recklessly causes the death of another person; or

(2) While in an intoxicated condition operates a motor vehicle in this state and, when so operating, acts with criminal negligence to cause the death of any person; or

(3) While in an intoxicated condition operates a motor vehicle in this state, and, when so operating, acts with criminal negligence to:

(a) Cause the death of any person not a passenger in the vehicle operated by the defendant, including the death of an individual that results from the defendant's vehicle leaving a highway, as defined by section 301.010, RSMo, or the highway's right-of-way; or

(b) Cause the death of two or more persons; or

(c) Cause the death of any person while he or she has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in such person's blood; or

(4) Operates a motor vehicle in violation of subsection 2 of section 304.022, RSMo, and when so operating, acts with criminal negligence to cause the death of any person authorized to operate an emergency vehicle, as defined in section 304.022, RSMo, while such person is in the performance of official duties.

2. Involuntary manslaughter in the first degree under subdivision (1) or (2) of subsection 1 of this section is a class C felony. Involuntary manslaughter in the first degree under subdivision (3) of subsection 1 of this section is a class B felony. A second or subsequent violation of subdivision (3) of subsection 1 of this section is a class A felony. For any violation of subdivision (3) of subsection 1 of this section, the minimum prison term which the defendant must

serve shall be eighty-five percent of his or her sentence. **Any violation of subdivision (4) of subsection 1 of this section is a class B felony.**

3. A person commits the crime of involuntary manslaughter in the second degree if he acts with criminal negligence to cause the death of any person.

4. Involuntary manslaughter in the second degree is a class D felony.

565.060. 1. A person commits the crime of assault in the second degree if he:

(1) Attempts to kill or knowingly causes or attempts to cause serious physical injury to another person under the influence of sudden passion arising out of adequate cause; or

(2) Attempts to cause or knowingly causes physical injury to another person by means of a deadly weapon or dangerous instrument; or

(3) Recklessly causes serious physical injury to another person; or

(4) While in an intoxicated condition or under the influence of controlled substances or drugs, operates a motor vehicle in this state and, when so operating, acts with criminal negligence to cause physical injury to any other person than himself; or

(5) Recklessly causes physical injury to another person by means of discharge of a firearm; or

(6) Operates a motor vehicle in violation of subsection 2 of section 304.022, RSMo, and when so operating, acts with criminal negligence to cause physical injury to any person authorized to operate an emergency vehicle, as defined in section 304.022, RSMo, while such person is in the performance of official duties.

2. The defendant shall have the burden of injecting the issue of influence of sudden passion arising from adequate cause under subdivision (1) of subsection 1 of this section.

3. Assault in the second degree is a class C felony.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lipke, **House Amendment No. 3** was adopted.

Representative Johnson (90) offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 872, 754 & 669, Page 15, Section 307.182, Line 43, by inserting after said line the following:

“577.020. 1. **Sections 577.020 and 577.021 shall be known as the Alan Woods Law.**

2. Any person who operates a motor vehicle upon the public highways of this state shall be deemed to have given consent to, subject to the provisions of sections 577.020 to 577.041, a chemical test or tests of the person's breath, blood, saliva or urine for the purpose of determining the alcohol or drug content of the person's blood pursuant to the following circumstances:

(1) If the person is arrested for any offense arising out of acts which the arresting officer had reasonable grounds to believe were committed while the person was driving a motor vehicle while in an intoxicated or drugged condition; or

(2) If the person is under the age of twenty-one, has been stopped by a law enforcement officer, and the law enforcement officer has reasonable grounds to believe that such person was driving a motor vehicle with a blood alcohol content of two-hundredths of one percent or more by weight; or

(3) If the person is under the age of twenty-one, has been stopped by a law enforcement officer, and the law enforcement officer has reasonable grounds to believe that such person has committed a violation of the traffic laws of the state, or any political subdivision of the state, and such officer has reasonable grounds to believe, after making such stop, that such person has a blood alcohol content of two-hundredths of one percent or greater;

(4) If the person is under the age of twenty-one, has been stopped at a sobriety checkpoint or roadblock and the law enforcement officer has reasonable grounds to believe that such person has a blood alcohol content of two-hundredths of one percent or greater;

(5) If the person, while operating a motor vehicle, has been involved in a motor vehicle collision which resulted in a fatality or a readily apparent serious physical injury as defined in section 565.002, RSMo, [and] or has been arrested as evidenced by the issuance of a uniform traffic ticket for the violation of any state law or county or municipal

ordinance with the exception of equipment violations contained in chapter 306, RSMo, or similar provisions contained in county or municipal ordinances; or

(6) If the person, while operating a motor vehicle, has been involved in a motor vehicle collision which resulted in a fatality **or serious physical injury as defined in section 565.002, RSMo.**

The test shall be administered at the direction of the law enforcement officer whenever the person has been arrested or stopped for any reason.

[2.] **3.** The implied consent to submit to the chemical tests listed in subsection [1] **2** of this section shall be limited to not more than two such tests arising from the same arrest, incident or charge.

[3.] **4.** Chemical analysis of the person's breath, blood, saliva, or urine to be considered valid pursuant to the provisions of sections 577.020 to 577.041 shall be performed according to methods approved by the state department of health and senior services by licensed medical personnel or by a person possessing a valid permit issued by the state department of health and senior services for this purpose.

[4.] **5.** The state department of health and senior services shall approve satisfactory techniques, devices, equipment, or methods to be considered valid pursuant to the provisions of sections 577.020 to 577.041 and shall establish standards to ascertain the qualifications and competence of individuals to conduct analyses and to issue permits which shall be subject to termination or revocation by the state department of health and senior services.

[5.] **6.** The person tested may have a physician, or a qualified technician, chemist, registered nurse, or other qualified person at the choosing and expense of the person to be tested, administer a test in addition to any administered at the direction of a law enforcement officer. The failure or inability to obtain an additional test by a person shall not preclude the admission of evidence relating to the test taken at the direction of a law enforcement officer.

[6.] **7.** Upon the request of the person who is tested, full information concerning the test shall be made available to such person.

[7.] **8.** Any person given a chemical test of the person's breath pursuant to subsection [1] **2** of this section or a field sobriety test may be videotaped during any such test at the direction of the law enforcement officer. Any such video recording made during the chemical test pursuant to this subsection or a field sobriety test shall be admissible as evidence at either any trial of such person for either a violation of any state law or county or municipal ordinance, or any license revocation or suspension proceeding pursuant to the provisions of chapter 302, RSMo.

577.021. **1.** Any state, county or municipal law enforcement officer who has the power of arrest for violations of section 577.010 or 577.012 and who is certified pursuant to chapter 590, RSMo, may, prior to arrest, administer a chemical test to any person suspected of operating a motor vehicle in violation of section 577.010 or 577.012.

2. Any state, county, or municipal law enforcement officer who has the power of arrest for violations of section 577.010 or 577.012 and who is certified under chapter 590, RSMo, shall make all reasonable efforts to administer a chemical test to any person suspected of driving a motor vehicle involved in a collision which resulted in a fatality or serious physical injury as defined in section 565.002, RSMo.

3. A test administered pursuant to this section shall be admissible as evidence of probable cause to arrest and as exculpatory evidence, but shall not be admissible as evidence of blood alcohol content. The provisions of section 577.020 shall not apply to a test administered prior to arrest pursuant to this section.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bringer offered **House Amendment No. 1 to House Amendment No. 4.**

*House Amendment No. 1
to
House Amendment No. 4*

AMEND House Amendment No. 4 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 872, 754 & 669, Page 3, Line 9, by inserting after all of said line the following:

“Full information is limited to the following:

- (1) The type of test administered and the procedures followed;**
- (2) The time of the collection of the blood or breath sample analyzed or urine analyzed;**
- (3) The numerical results of the test indicating the alcohol content of the blood and breath and urine;**
- (4) The type and status of any permit which was held by the person who performed the test;**

(5) If the test was administered by means of a breath testing instrument, the date of performance of the most recent required maintenance of such instrument.

Full information does not include manuals, schematics, or software of the instrument used to test the person or any other material that is not in the actual possession of the state. Additionally, full information does not include information in the possession of the manufacturer of the test instrument”; and

Further amend Page 4, Line 3, by inserting after said line the following:

“The provisions changing chapter 577 are severable from this legislation. The general assembly would have enacted the remainder of this legislation without the changes made to chapter 577, and the remainder of the legislation is not essentially and inseparably connected with or dependent upon the changes to chapter 577.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Behnen assumed the Chair.

On motion of Representative Bringer, House Amendment No. 1 to House Amendment No. 4 was adopted by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Iceet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Hunter	Rector	Spreng
Stevenson	Wasson			

VACANCIES: 001

On motion of Representative Johnson (90), **House Amendment No. 4, as amended**, was adopted.

HCS SS SCS SBs 872, 754 & 669, as amended, was laid over.

HCS SS SB 696, relating to economic development projects, was taken up by Representative Flook.

Representative Burnett raised a point of order that the **House Committee Substitute** goes beyond the scope of the underlying bill.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

Representative Flook offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Page 3, Section 32.100, Lines 1 and 2, by deleting all of said section; and

Further amend said bill, Pages 3 to 5, Section 32.105, Lines 1 to 99, by deleting all of said section; and

Further amend said bill, Pages 5 to 7, Section 32.111, Lines 1 to 45, by deleting all of said section; and

Further amend said bill, Pages 7 to 10, Section 32.115, Lines 1 to 117, by deleting all of said section; and

Further amend said bill, Pages 10 to 12, Section 33.282, Lines 1 to 46, by deleting all of said section; and

Further amend said bill, Page 32, Section 99.960, Lines 2 and 3, by deleting all of said lines and inserting in lieu thereof the following:

"development for review and submission of an analysis and recommendation to the Missouri development finance board for a determination as to approval of the disbursement of the project"; and

Further amend said bill, Page 32, Section 99.960, Lines 5 and 6, by deleting all of said lines and inserting in lieu thereof the following:

"fund. The department of economic development shall forward the application to the Missouri development finance board with the analysis and recommendation. In no event shall any"; and

Further amend said bill, Page 33, Section 99.960, Line 35, by deleting all of said line and inserting in lieu thereof the following:

"disbursed from state supplemental downtown development fund over the term of the"; and

Further amend said bill, Page 33, Section 99.960, Line 40, by deleting all of said line and inserting in lieu thereof the following:

"development and the Missouri development finance board."; and

Further amend said bill, Page 33, Section 99.960, Line 43, by deleting all of said line and inserting in lieu thereof the following:

"3. The Missouri development finance board shall make a"; and

Further amend said bill, Page 33, Section 99.960, Lines 45 and 46, by deleting all of said lines and inserting in lieu thereof the following:

"supplemental downtown development fund and shall forward such determination to the director of the department of economic development. In no event shall the amount of disbursements"; and

Further amend said bill, Page 34, Section 99.960, Lines 71 and 72, by deleting all of said lines and inserting in lieu thereof the following:

"salaries and expenses of the department of economic development, the Missouri development finance board, and the department of revenue reasonably allocable to each development project"; and

Further amend said bill, Page 34, Section 99.960, Lines 81 and 82, by deleting all of said lines and inserting in lieu thereof the following:

"9. The department of economic development, in conjunction with the Missouri development finance board, may establish the procedures and standards for the determination"; and

Further amend said bill, Page 34, Section 99.960, Line 93, by deleting all of said line and inserting in lieu thereof the following:

"11. The Missouri development finance board shall consider"; and

Further amend said bill, Page 35, Section 99.963, Line 26, by deleting all of said line and inserting in lieu thereof the following:

"downtown development fund exceed the [lessor] **lesser** of the amount of the certificates of approval for"; and

Further amend said bill, Pages 36 and 37, Section 99.975, Lines 1 to 30, by deleting all of said section; and

Further amend said bill, Pages 37 to 39, Section 99.980, Lines 1 to 89, by deleting all of said section; and

Further amend said bill, Page 42, Section 99.1048, Line 25, by deleting all of said line and inserting in lieu thereof the following:

"development fund exceed the [lessor] **lesser** of the amount of the certificates of approval for projects or"; and

Further amend said bill, Page 51, Section 99.1092, Line 25, by deleting all of said section and inserting in lieu thereof the following:

"preservation fund exceed the [lessor] **lesser** of the amount of the certificates of approval for projects or"; and

Further amend said bill, Pages 82 to 84, Section 135.440, Lines 1 to 70, by deleting all of said section; and

Further amend said bill, Pages 84 and 85, Section 135.442, Lines 1 to 26, by deleting all of said section; and

Further amend said bill, Pages 85 to 88, Section 135.444, Lines 1 to 99, by deleting all of said section; and

Further amend said bill, Page 88, Section 135.446, Lines 1 to 12, by deleting all of said section; and

Further amend said bill, Pages 88 and 89, Section 135.448, Lines 1 to 41, by deleting all of said section; and

Further amend said bill, Page 89, Section 135.449, Lines 1 to 6, by deleting all of said section; and

Further amend said bill, Pages 93 to 95, Section 135.800, Lines 1 to 64, by deleting all of said section; and

Further amend said bill, Page 122, Section 348.274, Line 17, by deleting all of said line and inserting in lieu thereof the following:

"invested, unless the company is located in a rural or distressed community, in which case the"; and

Further amend said bill, Page 130, Section 447.708, Line 228, by inserting after all of said line the following:

"620.005. For each program under chapter 135, RSMo, administered by the Missouri department of economic development, the department of economic development shall, at least annually, submit a report to the Missouri general assembly listing the program participants, the projects administered, the projects completed, and the number of persons served as a result of the implementation of the program. If the program is a business incentive program, the department of economic development shall further include in its report an analysis of the economic benefits to the state of Missouri derived from such business incentive program."; and

Further amend said bill, Page 135, Section 620.1878, Line 51, by deleting all of said line and inserting in lieu thereof the following:

"(14) "New job", the number of full-time[, year-round] employees located at the project"; and

Further amend said bill, Page 135, Section 620.1878, Line 53, by deleting all of said line and inserting in lieu thereof the following:

"full-time [equivalent] employees at related facilities below the related facility base employment."; and

Further amend said bill, Page 139, Section 620.1881, Line 23, by deleting all of said line and inserting in lieu thereof the following:

"or sections 135.900 to 135.906, RSMo, [for the same new jobs] at the same project facility. The"; and

Further amend said bill, Page 139, Section 620.1881, Line 37, by deleting all of said line and inserting in lieu thereof the following:

"by the new tax revenues and other economic [stimulus] stimuli that will be generated by the new jobs"; and

Further amend said bill, Page 139, Section 620.1881, Line 38, by inserting after all of said line the following:

"as calculated under subdivision (32) of section 620.1878"; and

Further amend said bill, Page 139, Section 620.1881, Line 46, by deleting all of said line and inserting in lieu thereof the following:

"tax revenues and other economic [stimulus] **stimuli** that will be generated by the new jobs created by the"; and

Further amend said bill, Page 140, Section 620.1881, Line 64, by deleting all of said line and inserting in lieu thereof the following:

"revenues and other economic [stimulus] **stimuli** that will be generated by the new jobs created by the"; and

Further amend said bill, Page 144, Section 620.1881, Line 202, by deleting all of said line and inserting in lieu thereof the following:

"tax withheld as provided in section [143.221] **143.211**, RSMo."; and

Further amend said bill, Pages 145 and 146, Section 620.1900, Lines 1 to 29, by deleting all of said section; and

Further amend said bill, Page 147, Section 32.110, Lines 1 to 28, by deleting all of said section; and

Further amend said bill, Pages 147 to 149, Section 32.117, Lines 1 to 55, by deleting all of said section; and

Further amend said bill, Page 149, Section 32.120, Lines 1 to 6, by deleting all of said section; and

Further amend said bill, Pages 149 to 151, Section 135.460, Lines 1 to 86, by deleting all of said section; and

Further amend said bill, Pages 151 and 152, Section 208.750, Lines 1 to 29, by deleting all of said section; and

Further amend said bill, Pages 152 and 153, Section 208.755, Lines 1 to 44, by deleting all of said section; and

Further amend said bill, Pages 153 and 154, Section 208.760, Lines 1 to 37, by deleting all of said section; and

Further amend said bill, Page 154, Section 208.765, Lines 39 to 50, by deleting all of said section; and

Further amend said bill, Pages 154 and 155, Section 208.770, Lines 1 to 28, by deleting all of said section; and

Further amend said bill, Page 155, Section 208.775, Lines 1 to 6, by deleting all of said section; and

Further amend said bill, Pages 157 to 160, Section 620.495, Lines 1 to 162, by deleting all of said section; and

Further amend said bill, Pages 164 and 165, Section 620.1100, Lines 1 to 41, by deleting all of said section; and

Further amend said bill, Pages 165 and 166, Section 620.1103, Lines 1 to 21, by deleting all of said bill; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Bringer offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Bill No. 696, Page 5, Line 24, by inserting after said line the following:

"Further amend House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 620.1878, Page 137, Line 98, by inserting after the close parenthesis “)” on said line the following:

“and a firm, partnership, joint venture, association, private or public corporation whether organized for profit or not, or headquarters of such entity registered to do business in Missouri and whose income derives from gambling””; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Bringer moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 022

Baker 123	Bringer	Casey	Chinn	Chappelle-Nadal
Dake	Davis	Dethrow	Emery	Ervin
Harris 110	Henke	Kuessner	Nolte	Oxford
Phillips	Pollock	Sander	Self	Smith 150
Wells	Wood			

NOES: 130

Aull	Avery	Baker 25	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Brown 50	Bruns	Burnett	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Day	Deeken	Dempsey
Denison	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Haywood	Hobbs	Hoskins	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Page	Parker	Parson	Pearce
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robinson	Roorda	Rucker	Ruestman
Salva	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Shoemyer	Silvey
Smith 14	Smith 118	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

PRESENT: 003

Brooks	Lowe 44	Skaggs
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ABSENT WITH LEAVE: 007

Bean
Spreng

Boykins
Stevenson

Brown 30

Hubbard

Robb

VACANCIES: 001

On motion of Representative Flook, **House Amendment No. 1** was adopted.

Representative Richard offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 144.054, Page 106, Line 23, by inserting after all of said line the following:

“144.062. 1. With respect to exempt sales at retail of tangible personal property and materials for the purpose of constructing, repairing or remodeling facilities for: (1) a county, other political subdivision or instrumentality thereof exempt from taxation under subdivision (10) of section 39 of article III of the Constitution of Missouri; or (2) an organization sales to which are exempt from taxation under the provisions of subdivision (19) of subsection 2 of section 144.030; or (3) any institution of higher education supported by public funds or any private not-for-profit institution of higher education, exempt from taxation under subdivision (20) of subsection 2 of section 144.030; or (4) any private not-for-profit elementary or secondary school exempt from taxation under subdivision (22) of subsection 2 of section 144.030; **or (5) after June 30, 2007: (a) the department of transportation; or (b) the state highways and transportation commission**, hereinafter collectively referred to as exempt entities, such exemptions shall be allowed for such purchases if the purchases are related to the entities' exempt functions and activities. In addition, the sales shall not be rendered nonexempt nor shall any material supplier or contractor be obligated to pay, collect or remit sales tax with respect to such purchases made by or on behalf of an exempt entity due to such purchases being billed to or paid for by a contractor or the exempt entity contracting with any entity to render any services in relation to such purchases, including but not limited to selection of materials, ordering, pickup, delivery, approval on delivery, taking of delivery, transportation, storage, assumption of risk of loss to materials or providing warranties on materials as specified by contract, use of materials or other purchases for construction of the building or other facility, providing labor, management services, administrative services, design or technical services or advice to the exempt entity, whether or not the contractor or other entity exercises dominion or control in any other manner over the materials in conjunction with services or labor provided to the exempt entity.

2. When any exempt entity contracts for the purpose of constructing, repairing or remodeling facilities, and purchases of tangible personal property and materials to be incorporated into or consumed in the construction of the project are to be made on a tax-exempt basis, such entity shall furnish to the contractor an exemption certificate authorizing such purchases for the construction, repair or remodeling project. The form and content of such project exemption certificate shall be approved by the director of revenue. The project exemption certificate shall include but not be limited to:

- (1) The exempt entity's name, address, Missouri tax identification number and signature of authorized representative;
- (2) The project location, description, and unique identification number;
- (3) The date the contract is entered into, which is the earliest date materials may be purchased for the project on a tax-exempt basis;
- (4) The estimated project completion date; and
- (5) The certificate expiration date.

Such certificate is renewable for a given project at the option of the exempt entity, only for the purpose of revising the certificate expiration date as necessary to complete the project.

3. The contractor shall furnish the certificate prescribed in subsection 2 of this section to all subcontractors, and any contractor purchasing materials shall present such certificate to all material suppliers as authorization to purchase, on behalf of the exempt entity, all tangible personal property and materials to be incorporated into or consumed in the construction of that project and no other on a tax-exempt basis. Such suppliers shall execute to the purchasing

contractor invoices bearing the name of the exempt entity and the project identification number. Nothing in this section shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in constructing, repairing or remodeling facilities for the exempt entity. All invoices for all personal property and materials purchased under a project exemption certificate shall be retained by the purchasing contractor for a period of five years and shall be subject to audit by the director of revenue.

4. Any excess resalable tangible personal property or materials which were purchased for the project by a contractor under a project exemption certificate but which were not incorporated into or consumed in the construction of the project shall either be returned to the supplier for credit or the appropriate sales or use tax on such excess property or materials shall be reported on a return and paid by such contractor not later than the due date of the contractor's Missouri sales or use tax return following the month in which it was determined that the materials were not to be used in the project.

5. No contractor or material supplier shall, upon audit, be required to pay tax on tangible personal property and materials incorporated into or consumed in the construction of the project, due to the failure of the exempt entity to revise the certificate expiration date as necessary to complete any work required by the contract. If it is determined that tax is owed on such property and materials due to the failure of the exempt entity to revise such certificate expiration date, the exempt entity shall be liable for the tax owed.

6. If an entity issues exemption certificates for the purchase of tangible personal property and materials which are incorporated into or consumed in the construction of its project and such entity is found not to have had the authority granted by this section to issue such exemption certificates, then such entity shall be liable for the tax owed on such personal property and materials. In addition, if an entity which does have the authority granted by this section to issue exemption certificates issues such certificates for the purchase of tangible personal property and materials which are incorporated into or consumed in the construction of a project, or part of a project, which is found not to be related to such entity's exempt functions and activities, then such entity shall be liable for the tax owed on such personal property and materials."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Richard, **House Amendment No. 2** was adopted.

Representative Pearce offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Pages 96-97, Section 135.950, Lines 1-21, by deleting all said lines and inserting in lieu thereof:

"135.950. The following terms, whenever used in sections 135.950 to 135.970 mean:

(1) "Blighted area", an area which, by reason of the predominance of defective or inadequate street layout, unsanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use;

(2) "Board", an enhanced enterprise zone board established pursuant to section 135.957;

(3) "Commencement of commercial operations" shall be deemed to occur during the first taxable year for which the new business facility is first put into use by the taxpayer in the enhanced business enterprise in which the taxpayer intends to use the new business facility;

(4) "Department", the department of economic development;

(5) "Director", the director of the department of economic development;

(6) "Employee", [a person employed by the enhanced business enterprise on:

(a) A regular, full-time basis;

(b) A part-time basis, provided such person is customarily performing such duties an average of at least twenty hours per week; or

(c) A seasonal basis, provided such person performs such duties for at least eighty percent of the season customary for the position in which such person is employed] **a person that is scheduled to work an average of at least twenty hours per week for the first six months after the position is created, and thirty-five hours a week**

thereafter, and such person at all times has health insurance offered to him or her, which is partially paid for by the employer;"; and

Further amend House Committee Substitute for Senate Substitute for Senate Bill No. 696, Pages 112 to 114, Section 313.820, by deleting all of said section from said bill; and

Further amend House Committee Substitute for Senate Substitute for Senate Bill No. 696, Page 135, Section 620.1878, Line 51, by deleting all of said line and inserting in lieu thereof the following:

"(14) "New job", the number of full-time[, year-round] employees located at the project"; and

Further amend said bill, Page 135, Section 620.1878, Line 53, by deleting all of said line and inserting in lieu thereof the following:

"full-time [equivalent] employees at related facilities below the related facility base employment."; and

Further amend said bill, Page 136, Section 620.1878, Lines 83 and 84, by deleting all of said lines and inserting in lieu thereof the following:

"program, the amount of base payroll shall increase each year based on an appropriate measure, as determined by the department;"; and

Further amend said bill, Page 138, Section 620.1878, Line 137, by deleting all of said line and inserting in lieu thereof the following:

"an appropriate measure, as determined by the department;"; and

Further amend said bill, Page 138, Section 620.1878, Line 153, by deleting all of said line and inserting in lieu thereof the following:

"620.1884 [and] **or** classified by NAICS codes;" ; and

Further amend said bill, Page 139, Section 620.1881, Line 23, by deleting all of said line and inserting in lieu thereof the following:

"or sections 135.900 to 135.906, RSMo, [for the same new jobs] at the **same** project facility. The"; and

Further amend said bill, Page 139, Section 620.1881, Line 34, by inserting after all of said line the following:

"The calendar year annual maximum amount of tax credits that may be issued to a qualifying company that also participates in the new job training program shall be increased by an amount equivalent to the withholding tax retained by that company under the new jobs training program. However, if the combined benefits of the quality jobs training program and the new jobs training program exceed the projected state benefit of the project, as determined by the department of economic development through a cost-benefit analysis, the increase in the maximum tax credits shall be limited to the amount that would not cause the combined benefits to exceed the projected state benefit."; and

Further amend said bill, Page 139, Section 620.1881, Line 37, by deleting all of said line and inserting in lieu thereof the following:

"by the new tax revenues and other economic [stimulus] **stimuli** that will be generated by the new jobs"; and

Further amend said bill, Page 139, Section 620.1881, Line 38, by inserting after all of said line the following:

"as calculated under subdivision (32) of section 620.1878"; and

Further amend said bill, Page 139, Section 620.1881, Line 46, by deleting all of said line and inserting in lieu thereof the following:

"tax revenues and other economic [stimulus] **stimuli** that will be generated by the new jobs created by the"; and

Further amend said bill, Page 140, Section 620.1881, Line 64, by deleting all of said line and inserting in lieu thereof the following:

"revenues and other economic [stimulus] **stimuli** that will be generated by the new jobs created by the"; and

Further amend said bill, Page 143, Section 620.1881, Line 187, by deleting all of said line and inserting in lieu thereof the following:

"that at issuance credits shall be first applied to the delinquency, and any amount issued shall be reduced by the applicant's tax delinquency. If"; and

Further amend said bill, Page 144, Section 620.1881, Line 202, by deleting all of said line and inserting in lieu thereof the following:

"tax withheld as provided in section [143.221] **143.211**, RSMo."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pearce, **House Amendment No. 3** was adopted.

Representative Kratky offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 135.566, Page 90, Line 14, by inserting immediately after the word "**taxpayer**" the following:

"who works at least forty weeks during a consecutive twelve month period"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kratky, **House Amendment No. 4** was adopted.

Representative Richard offered **House Amendment No. 5**.

Representative Skaggs raised a point of order that **House Amendment No. 5** goes beyond the scope of the bill.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Wildberger offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 26.700, Page 1, Line 1 of said section, by deleting the phrase “**lieutenant governor**” and inserting in lieu thereof the phrase “**secretary of state**”; and

Further amend said section, Page 2, by deleting the phrase “**lieutenant governor**” and inserting in lieu thereof the phrase “**secretary of state**”; and

Further amend said section, Line 14, by deleting all of said line and renumber said subsection accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Wildberger moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Flook offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Page 16, Section 42.007, Line 59, by inserting after all of said line the following:

"67.2500. 1. **A theater, cultural arts, and entertainment district may be established in the manner provided in section 67.2505** by the governing body of any **county described in this subsection or any** city, town, or village that is within [a first class county with a charter form of government with a population over two hundred fifty thousand that adjoins a first class county with a charter form of government with a population over nine hundred thousand, or that is within] **such counties**:

(1) Any county with a charter form of government and with more than two hundred fifty thousand but less than three hundred fifty thousand inhabitants[, may establish a theater, cultural arts, and entertainment district in the manner provided in section 67.2505] ;

(2) **Any county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants;**

(3) **Any county of the first classification with more than one hundred eighty-four thousand but fewer than one hundred eighty-eight thousand inhabitants.**

2. Sections 67.2500 to 67.2530 shall be known as the "Theater, Cultural Arts, and Entertainment District Act".

3. As used in sections 67.2500 to 67.2530, the following terms mean:

(1) "District", a theater, cultural arts, and entertainment district organized under this section;

(2) "Qualified electors", "qualified voters", or "voters", registered voters residing within the district or subdistrict, or proposed district or subdistrict, who have registered to vote pursuant to chapter 115, RSMo, or, if there are no persons eligible to be registered voters residing in the district or subdistrict, proposed district or subdistrict, property owners, including corporations and other entities, that are owners of real property;

(3) "Registered voters", persons qualified and registered to vote pursuant to chapter 115, RSMo; and

(4) "Subdistrict", a subdivision of a district, but not a separate political subdivision, created for the purposes specified in subsection 5 of section 67.2505.

67.2510. As a complete alternative to the procedure establishing a district set forth in section 67.2505, **a theater, cultural arts, and entertainment district may be established in the manner provided in section 67.2515** by a circuit court with jurisdiction over any **county described in this section or any** city, town, or village that is within [a first class county with a charter form of government with a population over two hundred fifty thousand that adjoins a first class county with a charter form of government with a population over nine hundred thousand, or that is within] **such counties**:

(1) Any county with a charter form of government and with more than two hundred fifty thousand but less than three hundred fifty thousand inhabitants[, may establish a theater, cultural arts, and entertainment district in the manner provided in section 67.2515] ;

(2) **Any county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants;**

(3) **Any county of the first classification with more than one hundred eighty-four thousand but fewer than one hundred eighty-eight thousand inhabitants."**; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Flook, **House Amendment No. 7** was adopted.

Representative Ervin offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 348.271, Page 121, Line 43, by inserting after the period "." on said line the following:

"Once the funding deadline established by this subsection has been reached, a not-for-profit corporation that has operated an innovation center under this section may re-apply to the department of economic development to operate an innovation center under this section and receive funding through the Missouri discovery fund, as established in section 348.264, for an additional three-year period. Innovation centers may only reapply if they prove that previous state funding has resulted in a positive return on investment and that future innovation center operations will not continue to achieve the same positive return on investment unless the funding continues. If approved, re-application to continue to operate an innovation center under this section may be made at the close of the three-year funding period. If disapproved, re-application to operate an innovation center under this section may be made annually."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ervin, **House Amendment No. 8** was adopted.

Representative Schneider offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 160.053, Page 107, Line 20, by inserting after all of said line the following:

"160.545. 1. There is hereby established within the department of elementary and secondary education the "A+ Schools Program" to be administered by the commissioner of education. The program shall consist of grant awards made to public secondary schools that demonstrate a commitment to ensure that:

(1) All students be graduated from school;

(2) All students complete a selection of high school studies that is challenging and for which there are identified learning expectations; and

(3) All students proceed from high school graduation to a college or postsecondary vocational or technical school or high-wage job with work place skill development opportunities.

2. The state board of education shall promulgate rules and regulations for the approval of grants made under the program to schools that:

(1) Establish measurable districtwide performance standards for the goals of the program outlined in subsection 1 of this section; and

(2) Specify the knowledge, skills and competencies, in measurable terms, that students must demonstrate to successfully complete any individual course offered by the school, and any course of studies which will qualify a student for graduation from the school; and

(3) Do not offer a general track of courses that, upon completion, can lead to a high school diploma; and

(4) Require rigorous coursework with standards of competency in basic academic subjects for students pursuing vocational and technical education as prescribed by rule and regulation of the state board of education; and

(5) Have a partnership plan developed in cooperation and with the advice of local business persons, labor leaders, parents, and representatives of college and postsecondary vocational and technical school representatives, with the plan then approved by the local board of education. The plan shall specify a mechanism to receive information on an annual basis from those who developed the plan in addition to senior citizens, community leaders, and teachers to update the plan in order to best meet the goals of the program as provided in subsection 1 of this section. Further, the plan shall detail the procedures used in the school to identify students that may drop out of school and the intervention services to be used to meet the needs of such students. The plan shall outline counseling and mentoring services provided to students who will enter the work force upon graduation from high school, address apprenticeship and intern programs, and shall contain procedures for the recruitment of volunteers from the community of the school to serve in schools receiving program grants.

3. By rule and regulation, the state board of education may determine a local school district variable fund match requirement in order for a school or schools in the district to receive a grant under the program. However, no school in any district shall receive a grant under the program unless the district designates a salaried employee to serve as the program coordinator, with the district assuming a minimum of one-half the cost of the salary and other benefits provided to the coordinator. Further, no school in any district shall receive a grant under the program unless the district makes available facilities and services for adult literacy training as specified by rule of the state board of education.

4. For any school that meets the requirements for the approval of the grants authorized by this section and specified in subsection 2 of this section for three successive school years, by August first following the third such school year, the commissioner of education shall present a plan to the superintendent of the school district in which such school is located for the waiver of rules and regulations to promote flexibility in the operations of the school and to enhance and encourage efficiency in the delivery of instructional services in the school. The provisions of other law to the contrary notwithstanding, the plan presented to the superintendent shall provide a summary waiver, with no conditions, for the pupil testing requirements pursuant to section 160.257 in the school. Further, the provisions of other law to the contrary notwithstanding, the plan shall detail a means for the waiver of requirements otherwise imposed on the school related to the authority of the state board of education to classify school districts pursuant to subdivision (9) of section 161.092, RSMo, and such other rules and regulations as determined by the commissioner of education, except such waivers shall be confined to the school and not other schools in the school district unless such other schools meet the requirements of this subsection. However, any waiver provided to any school as outlined in this subsection shall be void on June thirtieth of any school year in which the school fails to meet the requirements for the approval of the grants authorized by this section as specified in subsection 2 of this section.

5. For any school year, grants authorized by subsections 1 to 3 of this section shall be funded with the amount appropriated for this program, less those funds necessary to reimburse eligible students pursuant to subsection 6 of this section.

6. **Within the limits established in subsection 8 of this section,** the commissioner of education shall, by rule and regulation of the state board of education and with the advice of the coordinating board for higher education, establish a procedure for the reimbursement of the cost of tuition, books and fees to any public community college or **any public or private** vocational or technical school for any student:

(1) Who has attended a public high school in the state for at least three years immediately prior to graduation that meets the requirements of subsection 2 of this section, except that students who are active duty military dependents who, in the school year immediately preceding graduation, meet all other requirements of this subsection and are attending a school that meets the requirements of subsection 2 of this section shall be exempt from the three-year attendance requirement of this subdivision; and

(2) Who has made a good faith effort to first secure all available federal sources of funding that could be applied to the reimbursement described in this subsection; and

(3) Who has earned a minimal grade average while in high school as determined by rule of the state board of education, and other requirements for the reimbursement authorized by this subsection as determined by rule and regulation of said board.

7. The commissioner of education shall develop a procedure for evaluating the effectiveness of the program described in this section. Such evaluation shall be conducted annually with the results of the evaluation provided to the governor, speaker of the house, and president pro tempore of the senate.

8. For private vocational or technical schools to obtain reimbursements under subsection 6 of this section the following requirements must be satisfied:

(1) Such institutions shall both be members of the north central association and be accredited by the higher learning commission as of July 1, 2006, and maintain such accreditation;

(2) Such institutions shall be designated as 501(c)(3) nonprofit organizations under the Internal Revenue Code of 1986, as amended;

(3) No private vocational or technical school shall receive tuition reimbursements in excess of the tuition rate charged by a public community college for course work offered by the private vocational or technical school within the service area of such community college; and

(4) The reimbursements provided to private vocational or technical schools shall not violate the provisions of article IX, section 8, or article I, section 7, of the Missouri Constitution or the first amendment of the United States Constitution."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schneider, **House Amendment No. 9** was adopted.

Representative Wagner offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Page 105, Section 135.1170, Line 68, by inserting after all of said line the following:

"137.100. The following subjects are exempt from taxation for state, county or local purposes:

(1) Lands and other property belonging to this state;

(2) Lands and other property belonging to any city, county or other political subdivision in this state, including market houses, town halls and other public structures, with their furniture and equipments, and on public squares and lots kept open for health, use or ornament. **For purposes of this subdivision, "belonging" shall mean in cases where lands are utilized so as to facilitate air transportation at nonprimary commercial service airports and reliever airports, as defined by the Federal Aviation Administration, holding a fee interest in real property without regard to the presence of any inferior possessory interest;**

(3) Nonprofit cemeteries;

(4) The real estate and tangible personal property which is used exclusively for agricultural or horticultural societies organized in this state, including not-for-profit agribusiness associations;

(5) All property, real and personal, actually and regularly used exclusively for religious worship, for schools and colleges, or for purposes purely charitable and not held for private or corporate profit, except that the exemption herein granted does not include real property not actually used or occupied for the purpose of the organization but held or used as investment even though the income or rentals received therefrom is used wholly for religious, educational or charitable purposes;

(6) Household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place;

(7) Motor vehicles leased for a period of at least one year to this state or to any city, county, or political subdivision or to any religious, educational, or charitable organization which has obtained an exemption from the payment of federal income taxes, provided the motor vehicles are used exclusively for religious, educational, or charitable purposes; and

(8) Real or personal property leased or otherwise transferred by an interstate compact agency created pursuant to sections 70.370 to 70.430, RSMo, or sections 238.010 to 238.100, RSMo, to another for which or whom such property is not exempt when immediately after the lease or transfer, the interstate compact agency enters into a leaseback or other agreement that directly or indirectly gives such interstate compact agency a right to use, control, and possess the property; provided, however, that in the event of a conveyance of such property, the interstate compact agency must retain an option to purchase the property at a future date or, within the limitations period for reverts, the property must revert back to the interstate compact agency. Property will no longer be exempt under this subdivision in the event of a conveyance as of the date, if any, when:

(a) The right of the interstate compact agency to use, control, and possess the property is terminated;

- (b) The interstate compact agency no longer has an option to purchase or otherwise acquire the property; and
- (c) There are no provisions for reverter of the property within the limitation period for revertsers."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wagner, **House Amendment No. 10** was adopted.

Representative Wasson offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Page 16, Section 42.007, Line 59, by inserting after all of said line the following:

"67.1580. 1. As used in this section, "community improvement" means any program, project, or activity that the governing body of the city determines improves a community.

2. Any city with two hundred thousand or fewer inhabitants may create a community improvement fund. The fund shall consist of all moneys which may be appropriated to it by the governing body of the city, gifts, contributions, grants, or bequests received from any source. Moneys in the fund shall be used solely for the programs, projects, and activities implemented by the governing body of the city to improve communities."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Wasson, **House Amendment No. 11** was adopted.

Representative Parson offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 313.820, Page 114, Line 102, by inserting immediately after all of said line the following:

"323.020. 1. The director of the department of agriculture shall make, promulgate and enforce regulations setting forth general standards covering the design, construction, location, installation and operation of equipment for storing, handling, transporting by tank truck, tank trailer, and utilizing liquefied petroleum gases and specifying the odorization of such gases and the degree thereof. The regulations shall be such as are reasonably necessary for the protection of the health, welfare and safety of the public and persons using such materials, and shall be in substantial conformity with the generally accepted standards of safety concerning the same subject matter. Such regulations shall be adopted by the director of the department of agriculture pursuant to chapter 536, RSMo. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is promulgated under the authority of this chapter, shall become effective only if the agency has fully complied with all of the requirements of chapter 536, RSMo, including but not limited to section 536.028, RSMo, if applicable, after January 1, 1999. All rulemaking authority delegated prior to January 1, 1999, is of no force and effect and repealed as of January 1, 1999, however nothing in this act shall be interpreted to repeal or affect the validity of any rule adopted and promulgated prior to January 1, 1999. If the provisions of section 536.028, RSMo, apply, the provisions of this section are nonseverable and if any of the powers vested with the general assembly pursuant to section 536.028, RSMo, to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule are held unconstitutional or invalid, the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void, except that nothing in this act shall affect the validity of any rule adopted and promulgated prior to January 1, 1999.

2. Except as specifically provided in subsection 1 of section 323.060, regulations in substantial conformity with the published standards of the National [Board of Fire Underwriters] **Fire Protection Association for the design, installation and construction of containers and pertinent equipment for the storage and handling of liquefied petroleum gases as recommended by the National Fire Protection Association shall be deemed to be in substantial conformity with the generally accepted standards of safety concerning the same subject matter.**

3. The director shall establish an advisory committee which shall consist of seven members as follows:

- (1) One member representing the department of agriculture;**
- (2) One member representing the state fire marshals office;**
- (3) One member representing the Missouri Propane Gas Association;**
- (4) One member actively conducting business as a retailer of propane gas;**
- (5) One member representing wholesalers or resellers of propane gas;**
- (6) One member representing the transportation of propane gas or affiliated industries;**
- (7) One member representing companies that service, repair and install liquefied petroleum gas**

appliances, tanks, and equipment.

With the exception of the members representing the department of agriculture and the state fire marshal, the remaining members appointed by the director shall serve three-year terms except that the director shall designate one of the original appointees to be appointed for one year, two members to be appointed for two years, and two members to be appointed for three years.

4. The advisory committee established under this section shall report to the director of agriculture. The committee shall monitor the activity of the inspection program and recommend to the director any statutory or administrative changes as may be necessary to assure the efficient and effective operation of the inspection program. The committee shall meet as determined or deemed necessary by the director. Actual expenses incurred by committee members in association with said committee activity shall be reimbursable from the fee fund created in section 323.100. Expense reimbursement requests shall be documented and submitted to the department of agriculture fiscal office on an approved expense account form provided by the director at the end of the month in which the expense was incurred.

323.100. 1. The director of the department of agriculture shall annually inspect and test all liquid meters used for the measurement and retail sale of liquefied petroleum gas and shall condemn all meters which are found to be inaccurate. All meters shall meet the tolerances and specifications of the National Institute of Standards and Technology Handbook 44, 1994 edition and supplements thereto. It is unlawful to use a meter for retail measurement and sale which has been condemned. All condemned meters shall be conspicuously marked "inaccurate", and the mark shall not be removed or defaced except upon authorization of the director of the department of agriculture or his authorized representative. It is the duty of each person owning or in possession of a meter to pay to the director of the department of agriculture at the time of each test a testing fee of ten dollars, except that the testing fee herein provided for shall not be applied more than once in a calendar year to each meter tested.

2. The fee for the inspection of retail liquid propane meters and the safety inspection in the storage, handling, transportation, and utilization of liquefied petroleum gas shall be fixed by the director of the department of agriculture at a minimum rate of one-tenth of one cent per gallon of odorized propane which shall approximately yield revenue equal to the expenses of administering the provisions of this chapter, except that until December 31, 2006, the rate shall be two-tenths of one cent per gallon and beginning January 1, 2007, the fee shall not be less than one-tenth per gallon nor exceed three-tenths cent per gallon of odorized propane.

3. The owner of propane immediately prior to odorization in this state or the owner at the time of import into this state of odorized propane shall be responsible for the payment of fees on the volume at the time of import or odorization. Fees shall be remitted to the director of revenue, on forms prescribed by the director, on a monthly basis by the twenty-fifth of the month following the month of collection. Non odorized propane shall not be subject to fees until odorized. Fees on liquefied petroleum gas shall be paid on gallons received, less any exports out of state. When the inspection fee has been paid on liquefied petroleum gas which is then shipped out of this state for use, sale or distribution, credit or refund shall be allowed for the amount so paid.

4. Annually the director of agriculture shall ascertain the total expenses for administering sections 323.010 to 323.110 during the preceding year, and shall forward a copy of such expenses to the director of revenue. Based on the recommendations from the department of agriculture, the director of revenue shall fix the inspection fee for the ensuing calendar year at such a rate per gallon, within the limits established by subsection 2 of this section, as will approximately yield revenues equal to the expenses of administering sections 323.010 to 323.110 during the preceding calendar year and shall collect the fees and deposit them in the state treasury to the credit of the "Liquefied Petroleum Gas Inspection Fund" which is hereby created. After August 28, 2006, all expenses of administering sections 323.010 to 323.110 shall be paid from appropriations made out of the liquefied petroleum gas inspection fund.

5. The unexpended balance in the fund at the end of each fiscal year shall not be transferred to the general revenue fund of the state, and the provisions of section 33.080, RSMo, relating to the transfer of funds to the general revenue fund of the state by the state treasurer shall not apply to this fund.

6. The state treasurer shall invest all sums in the liquefied petroleum gas fee fund not needed for current operating expenses in interest-bearing banking accounts or United States obligations in the manner provided by law. All yield, increment, gain, interest, or income derived from the investment of these sums shall accrue to the benefit of, and be deposited within the state treasury to the credit of the liquefied petroleum gas inspection fee fund.

7. The provisions of this section shall not apply to the provisions of section 23.253, RSMo.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Parson, **House Amendment No. 12** was adopted.

Representative Baker (25) offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Page 1, In the Title, Line 11, by deleting the word "ninety" and inserting in lieu thereof the word "ninety-one"; and

Further amend said bill, Page 2, Section A, Line 9, by deleting the word "ninety" and inserting in lieu thereof the word "ninety-one"; and

Further amend said bill, Page 2, Section A, Line 18, by inserting after the section number "620.503," the section number "620.510,"; and

Further amend said bill, Page 132, Section 620.503, Line 23, by inserting after all of said line the following:

"620.510. 1. There is hereby established the "Missouri Health Profession Shortage Planning Commission" within the department of economic development to develop recommendations regarding the health professions workforce in this state.

2. As used in this section, the following terms mean:

(1) "Economic cluster", a grouping of industries linked together through customer, supplier, or other relationships.

(2) "Health professions workforce" and "health care professionals", professionals or paraprofessionals who are qualified by special training, education, skills, and experience in providing health care, treatment, diagnostic services, and physical therapy under the supervision of or in collaboration with a licensed practitioner, and includes but is not limited to those listed in chapter 334, RSMo, and dentists and pharmacists.

3. The commission shall consist of the following members:

(1) A member appointed by the speaker of the house of representatives;

(2) A member appointed by the president pro tem of the senate;

(3) A member appointed by the minority leader of the house of representatives;

(4) A member appointed by the minority leader of the senate;

(5) The director of the departments of health and senior services, and the commissioner of the coordinating board of higher education, or their designees;

(6) The chairpersons and ranking members of the standing committees of the house of representatives and senate having cognizance of matters relating to public health and higher education and employment advancement, or their designees;

(7) A representative of the Missouri conference of community colleges; and

(8) A representative of the health care professions of the land grant university system training health care professionals.

Members appointed under this section shall be a recognized expert in the field of health, finance, economics, or health facility management. All appointments to the board shall be made no later than thirty days after the effective date of this section. Any vacancy shall be filled by the appointing authority. The term of each nonlegislative member of the commission shall be three years from the date of appointment. Legislative members of the commission shall serve for the duration of their current term of office.

4. The commission shall elect a chairperson from among its members. Members of the commission shall serve without compensation, but may be reimbursed for actual and necessary expenses incurred in the performance of their duties as members of the commission. The commission shall convene its first meeting not later than sixty days after the effective date of this section.

5. The commission shall:

- (1) Monitor data and trends in the health professions workforce, including but not limited to:
 - (a) The state's current and future supply and demand for health care professionals; and
 - (b) The current and future capacity of the state system of higher education to educate and train students pursuing health care professions;
- (2) Develop recommendations for the formation and promotion of an economic cluster for health care professions;
- (3) Identify recruitment and retention strategies for public and independent institutions of higher education with health care programs;
- (4) Develop recommendations for promoting diversity in the health professions workforce, including but not limited to racial, ethnic, and gender diversity and for enhancing the attractiveness of health care professions;
- (5) Develop recommendations regarding financial and other assistance to students enrolled in or considering enrolling in health care programs offered at public or private institutions of higher education; and
- (6) Identify recruitment and retention strategies for health care employers.

6. On or before January 1, 2007, and annually thereafter, the board shall submit a report on its findings and recommendations, including recommendations for legislation to address health professions workforce shortages in this state to the appropriate standing committees of the house of representatives and senate having cognizance of matters relating to public health and higher education and employment advancement."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Baker (25), **House Amendment No. 13** was adopted.

Representative El-Amin offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Page 79, Section 100.760, Line 23, by inserting after all of said line the following:

"135.095. **1.** For all tax years beginning on or after January 1, [1999, but before December 31, 2001] **2006, but ending on or before December 31, 2006**, a resident individual who has attained sixty-five years of age on or before the last day of the tax year shall be allowed, for the purpose of offsetting the cost of legend drugs, a maximum credit against the tax otherwise due [pursuant to] **under** chapter 143, RSMo, not including sections 143.191 to 143.265, RSMo, of [two] **five** hundred dollars. An individual shall be entitled to the maximum credit allowed by this section if the individual has a Missouri adjusted gross income of [fifteen] **nineteen** thousand **five hundred** dollars or less **if the individual's filing status is single, head of household, or qualifying widow(er), or twenty-one thousand dollars or less if the individual's filing status is married filing combined**; provided that, no individual who receives full reimbursement for the cost of legend drugs from Medicare or Medicaid, or who is a resident of a local, state or federally funded facility shall qualify for the credit allowed pursuant to this section. If an individual's Missouri adjusted gross income is greater than [fifteen] **nineteen** thousand **five hundred** dollars **if the individual's filing status is single, head of household, or qualifying widow(er), or greater than twenty-one thousand dollars if the individual's filing status is married filing combined**, such individual shall be entitled to a credit equal to the greater of zero or the maximum credit allowed by this section reduced by two dollars for every hundred dollars such individual's income exceeds [fifteen] **nineteen** thousand **five hundred** dollars **if the individual's filing status is single, head of household, or qualifying widow(er), or twenty-one thousand dollars if the individual's filing status is married filing combined**. The credit shall be claimed as prescribed by the director of the department of revenue. Such credit shall be considered an overpayment of tax and shall be refundable even if the amount of the credit exceeds an individual's tax liability.

2. For all tax years beginning on or after January 1, 2007, a resident individual who has attained sixty-five years of age on or before the last day of the tax year shall be allowed, for the purpose of offsetting the cost of legend drugs, a maximum credit against the tax otherwise due under chapter 143, RSMo, not including

sections 143.191 to 143.265, RSMo, of five hundred dollars. An individual shall be entitled to the maximum credit allowed by this section if the individual has a Missouri adjusted gross income of twenty-four thousand dollars or less if the individual's filing status is single, head of household, or qualifying widow(er), or twenty-seven thousand dollars or less if the individual's filing status is married filing combined; provided that, no individual who receives full reimbursement for the cost of legend drugs from Medicare or Medicaid, or who is a resident of a local, state or federally funded facility shall qualify for the credit allowed under this section. If an individual's Missouri adjusted gross income is greater than twenty-four thousand dollars if the individual's filing status is single, head of household, or qualifying widow(er), or greater than twenty-seven thousand dollars if the individual's filing status is married filing combined, such individual shall be entitled to a credit equal to the greater of zero or the maximum credit allowed by this section reduced by two dollars for every hundred dollars such individual's income exceeds twenty-four thousand dollars if the individual's filing status is single, head of household, or qualifying widow(er), or twenty-seven thousand dollars if the individual's filing status is married filing combined. The credit shall be claimed as prescribed by the director of the department of revenue. Such credit shall be considered an overpayment of tax and shall be refundable even if the amount of the credit exceeds an individual's tax liability."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative El-Amin, **House Amendment No. 14** was adopted.

Representative Icet offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 2, Page 147, Line 11, by inserting after all of said line the following:

"Section 3. Any tax credits, sales tax revenues, fees, or bonds authorized under sections 26.700, 32.100, 32.105, 32.111, 32.115, 33.282, 41.655, 41.1010, 42.007, 99.845, 99.847, 99.918, 99.960, 99.963, 99.975, 99.980, 99.1045, 99.1048, 99.1082, 99.1090, 99.1092, 99.1100, 99.1102, 99.1104, 99.1106, 99.1108, 99.1110, 99.1112, 99.1114, 99.1116, 99.1118, 99.1120, 99.1122, 99.1124, 99.1126, 99.1128, 99.1130, 100.255, 100.275, 100.281, 100.286, 100.297, 100.760, 135.400, 135.403, 135.440, 135.442, 135.444, 135.446, 135.448, 135.449, 135.566, 135.662, 135.700, 135.800, 135.903, 135.950, 135.967, 135.1170, 144.054, 160.053, 168.021, 290.140, 290.152, 313.820, 348.251, 348.253, 348.256, 348.261, 348.262, 348.263, 348.264, 348.266, 348.271, 348.273, 348.274, 348.275, 447.708, 620.030, 620.500, 620.503, 620.517, 620.1003, 620.1007, 620.1878, 620.1881, 620.1892, 620.1900, 1, and 2, RSMo, shall not be transferred, sold, or assigned."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bearden offered **House Substitute Amendment No. 1 for House Amendment No. 15**.

*House Substitute Amendment No. 1
for
House Amendment No. 15*

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 2, Page 147, Line 11, by inserting after all of said line the following:

"Section 3. In addition to the powers of the authority set forth elsewhere in statute, the Missouri higher education authority shall have the power to transfer and obligate itself to transfer to the state, or any board or agency of the state, funds from its proceeds, fees, revenues, and any other assets, however such assets were acquired by the authority, to be used for public purposes. In connection with the foregoing, the authority may

take any action that is necessary or incidental to fund such transfer, including but not limited to the sale of any student loans or other investments.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bringer raised a point of order that **House Substitute Amendment No. 1 for House Amendment No. 15** is not a true substitute amendment.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

Representative Muschany offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 15**.

House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 15 was withdrawn.

Speaker Jetton resumed the Chair.

House Substitute Amendment No. 1 for House Amendment No. 15 was withdrawn.

House Amendment No. 15 was withdrawn.

Representative St. Onge offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Page 16, Section 42.007, Line 59, by inserting after said line the following:

"67.1451. 1. If a district is a political subdivision, the election and qualifications of members to the district's board of directors shall be in accordance with this section. If a district is a not-for-profit corporation, the election and qualification of members to its board of directors shall be in accordance with chapter 355, RSMo.

2. The district shall be governed by a board consisting of at least five but not more than thirty directors. Each director shall, during his or her entire term, be:

(1) At least eighteen years of age; and

(2) Be either:

(a) An owner, as defined in section 67.1401, of real property or of a business operating within the district; or

(b) [If in a home rule city with more than one hundred fifty-one thousand five hundred but fewer than one hundred fifty-one thousand six hundred inhabitants, a legally authorized representative of an owner of real property located within the district.] If there are less than five owners of real property located within a district, the board may be comprised of up to five legally authorized representatives of any of the owners of real property located within the district; or

(c) A registered voter residing within the district; and

(3) Any other qualifications set forth in the petition establishing the district.

3. If the district is a political subdivision, the board shall be elected or appointed, as provided in the petition.

4. If the board is to be elected, the procedure for election shall be as follows:

(1) The municipal clerk shall specify a date on which the election shall occur which date shall be a Tuesday and shall not be earlier than the tenth Tuesday, and shall not be later than the fifteenth Tuesday, after the effective date of the ordinance adopted to establish the district;

(2) The election shall be conducted in the same manner as provided for in section 67.1551, provided that the published notice of the election shall contain the information required by section 67.1551 for published notices, except that it shall state that the purpose of the election is for the election of directors, in lieu of the information related to taxes;

(3) Candidates shall pay the sum of five dollars as a filing fee and shall file not later than the second Tuesday after the effective date of the ordinance establishing the district with the municipal clerk a statement under oath that he or she possesses all of the qualifications set out in this section for a director. Thereafter, such candidate shall have his or her name placed on the ballot as a candidate for director;

(4) The director or directors to be elected shall be elected at large. The person receiving the most votes shall be elected to the position having the longest term; the person receiving the second highest votes shall be elected to the position having the next longest term and so forth. For any district formed prior to August 28, 2003, of the initial directors, one-half shall serve for a two-year term, one-half shall serve for a four-year term and if an odd number of directors are elected, the director receiving the least number of votes shall serve for a two-year term, until such director's successor is elected. For any district formed on or after August 28, 2003, for the initial directors, one-half shall serve for a two-year term, and one-half shall serve for the term specified by the district pursuant to subdivision (5) of this subsection, and if an odd number of directors are elected, the director receiving the least number of votes shall serve for a two-year term, until such director's successor is elected;

(5) Successor directors shall be elected in the same manner as the initial directors. The date of the election of successor directors shall be specified by the municipal clerk which date shall be a Tuesday and shall not be later than the date of the expiration of the stated term of the expiring director. Each successor director shall serve a term for the length specified prior to the election by the district, which term shall be at least three years and not more than four years, and shall continue until such director's successor is elected. In the event of a vacancy on the board of directors, the remaining directors shall elect an interim director to fill the vacancy for the unexpired term.

5. If the petition provides that the board is to be appointed by the municipality, such appointments shall be made by the chief elected officer of the municipality with the consent of the governing body of the municipality. For any district formed prior to August 28, 2003, of the initial appointed directors, one-half of the directors shall be appointed to serve for a two-year term and the remaining one-half shall be appointed to serve for a four-year term until such director's successor is appointed; provided that, if there is an odd number of directors, the last person appointed shall serve a two-year term. For any district formed on or after August 28, 2003, of the initial appointed directors, one-half shall be appointed to serve for a two-year term, and one-half shall be appointed to serve for the term specified by the district for successor directors pursuant to this subsection, and if an odd number of directors are appointed, the last person appointed shall serve for a two-year term; provided that each director shall serve until such director's successor is appointed. Successor directors shall be appointed in the same manner as the initial directors and shall serve for a term of years specified by the district prior to the appointment, which term shall be at least three years and not more than four years.

6. If the petition states the names of the initial directors, those directors shall serve for the terms specified in the petition and successor directors shall be determined either by the above-listed election process or appointment process as provided in the petition.

7. Any director may be removed for cause by a two-thirds affirmative vote of the directors of the board. Written notice of the proposed removal shall be given to all directors prior to action thereon.

8. The board is authorized to act on behalf of the district, subject to approval of qualified voters as required in this section; except that, all official acts of the board shall be by written resolution approved by the board.

67.1545. 1. Any district formed as a political subdivision may impose by resolution a district sales and use tax on all retail sales made in such district which are subject to taxation pursuant to sections 144.010 to 144.525, RSMo, except sales of motor vehicles, trailers, boats or outboard motors and sales to public utilities. Any sales and use tax imposed pursuant to this section may be imposed [at a rate of one-eighth of one percent, one-fourth of one percent, three-eighths of one percent, one-half of one percent or one percent] **in increments of one-eighth of one percent, up to a maximum of one percent.** Such district sales and use tax may be imposed for any district purpose designated by the district in its ballot of submission to its qualified voters; except that, no resolution adopted pursuant to this section shall become effective unless the board of directors of the district submits to the qualified voters of the district, by mail-in ballot, a proposal to authorize a sales and use tax pursuant to this section. If a majority of the votes cast by the qualified voters on the proposed sales tax are in favor of the sales tax, then the resolution is adopted. If a majority of the votes cast by the qualified voters are opposed to the sales tax, then the resolution is void.

2. The ballot shall be substantially in the following form:

Shall the (insert name of district) Community Improvement District impose a community improvement districtwide sales and use tax at the maximum rate of (insert amount) for a period of (insert number)

years from the date on which such tax is first imposed for the purpose of providing revenue for (insert general description of the purpose)?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".

3. Within ten days after the qualified voters have approved the imposition of the sales and use tax, the district shall, in accordance with section 32.097, RSMo, notify the director of the department of revenue. The sales and use tax authorized by this section shall become effective on the first day of the second calendar quarter after the director of the department of revenue receives notice of the adoption of such tax.

4. The director of the department of revenue shall collect any tax adopted pursuant to this section pursuant to section 32.087, RSMo.

5. In each district in which a sales and use tax is imposed pursuant to this section, every retailer shall add such additional tax imposed by the district to such retailer's sale price, and when so added such tax shall constitute a part of the purchase price, shall be a debt of the purchaser to the retailer until paid and shall be recoverable at law in the same manner as the purchase price.

6. In order to allow retailers to collect and report the sales and use tax authorized by this section as well as all other sales and use taxes required by law in the simplest and most efficient manner possible, a district may establish appropriate brackets to be used in the district imposing a tax pursuant to this section in lieu of the brackets provided in section 144.285, RSMo.

7. The penalties provided in sections 144.010 to 144.525, RSMo, shall apply to violations of this section.

8. All revenue received by the district from a sales and use tax imposed pursuant to this section which is designated for a specific purpose shall be deposited into a special trust fund and expended solely for such purpose. Upon the expiration of any sales and use tax adopted pursuant to this section, all funds remaining in the special trust fund shall continue to be used solely for the specific purpose designated in the resolution adopted by the qualified voters. Any funds in such special trust fund which are not needed for current expenditures may be invested by the board of directors pursuant to applicable laws relating to the investment of other district funds.

9. A district may repeal by resolution any sales and use tax imposed pursuant to this section before the expiration date of such sales and use tax unless the repeal of such sales and use tax will impair the district's ability to repay any liabilities the district has incurred, moneys the district has borrowed or obligation the district has issued to finance any improvements or services rendered for the district."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative St. Onge, **House Amendment No. 16** was adopted.

Representative Hobbs offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 144.054, Page 106, Line 23, by inserting immediately after said line the following:

"144.080. 1. Every person receiving any payment or consideration upon the sale of property or rendering of service, subject to the tax imposed by the provisions of sections 144.010 to 144.525, is exercising the taxable privilege of selling the property or rendering the service at retail and is subject to the tax levied in section 144.020. The person shall be responsible not only for the collection of the amount of the tax imposed on the sale or service to the extent possible under the provisions of section 144.285, but shall, on or before the last day of the month following each calendar quarterly period of three months, file a return with the director of revenue showing the person's gross receipts and the amount of tax levied in section 144.020 for the preceding quarter, and shall remit to the director of revenue, with the return, the taxes levied in section 144.020, except as provided in subsections 2 and 3 of this section. The director of revenue may promulgate rules or regulations changing the filing and payment requirements of sellers, but shall not require any seller to file and pay more frequently than required in this section.

2. Where the aggregate amount levied and imposed upon a seller by section 144.020 is in excess of two hundred and fifty dollars for either the first or second month of a calendar quarter, the seller shall file a return and pay such aggregate amount for such months to the director of revenue by the twentieth day of the succeeding month.

3. Where the aggregate amount levied and imposed upon a seller by section 144.020 is less than forty-five dollars in a calendar quarter, the director of revenue shall by regulation permit the seller to file a return for a calendar year. The return shall be filed and the taxes paid on or before January thirty-first of the succeeding year.

4. The seller of any property or person rendering any service, subject to the tax imposed by sections 144.010 to 144.525, shall collect the tax from the purchaser of such property or the recipient of the service to the extent possible under the provisions of section 144.285, but the seller's inability to collect any part or all of the tax does not relieve the seller of the obligation to pay to the state the tax imposed by section 144.020; except that the collection of the tax imposed by sections 144.010 to 144.525 on motor vehicles and trailers shall be made as provided in sections 144.070 and 144.440.

5. [It shall be unlawful for any person to advertise or hold out or state to the public or to any customer directly or indirectly that the tax or any part thereof imposed by sections 144.010 to 144.525, and required to be collected by the person, will be assumed or absorbed by the person, or that it will not be separately stated and added to the selling price of the property sold or service rendered, or if added, that it or any part thereof will be refunded.] Any person [violating any of the provisions of this section] **may advertise, hold out, or state directly to the public or any customer that the tax of any part thereof imposed by sections 144.010 to 144.525 and required to be collected by the person will be assumed or absorbed by the person, provided that the amount of assumed or absorbed tax shall be stated on any invoice or receipt for the item sold. Failure to state separately such assumed or absorbed tax on the invoice or receipt for the item sold shall be unlawful, and any person failing to do so shall be guilty of a misdemeanor.**”;

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hobbs, **House Amendment No. 17** was adopted.

Representative Bowman offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 26.700, Page 3, Line 27, by inserting after all of said line the following:

“26.800. 1. There is hereby created within the office of the governor a "Revitalization and Reconstruction Commission". The governor may, by executive order, assign this commission to the office of any executive department or statewide elected official.

2. The commission is established to promote the restoration, redevelopment, and revitalization of the urban resources of the state. The commission shall devise a comprehensive plan for alleviation of problems associated with distressed urban areas in this state. The plan shall cover a period of at least ten years after the publication of the plan, and shall address the needs as listed in subsection 2 of section 26.804. The commission shall have authority over state programs, as provided by law, which are designed to remedy blight and deterioration of urban areas, and to facilitate the revitalization of, and to reverse, declining property values in distressed urban areas.

26.802. The commission shall consist of nine members, seven of whom shall be appointed by the governor, by and with the advice and consent of the senate, not more than four of whom shall be of the same political party. At least two appointed members of the commission shall be residents of the largest municipality in the state, at least two appointed members shall be residents of the second largest municipality in the state, and at least one member shall be a resident of the third largest municipality in the state. All appointed members shall have knowledge of and interest in the restoration, redevelopment, and revitalization of urban areas. The appointed members shall hold office for terms of six years beginning on the first day of July of consecutive odd years; provided, that for the original seven appointed members, the governor shall designate three members for terms expiring June 30, 2014, two members for terms expiring June 30, 2016, and two members for terms expiring June 30, 2018. If the governor fails to fill a vacancy caused by the death, resignation, or removal from office of any appointed member of the commission, or to replace an appointed member whose term has expired

within thirty days of the occurrence of the vacancy or term expiration, the remaining members of the commission shall fill the vacancy for the unexpired term or replace the member whose term has expired for a six-year term. In addition to the members of the commission appointed by the governor, the state treasurer and state auditor shall serve as members of the commission. The members shall receive no salary or other compensation for their services as members, but shall receive reimbursement for actual and necessary expenses incurred in the performance of their duties. The members of the commission shall elect one of their members to serve as chair of the commission, and may elect other officers as deemed necessary.

26.804. 1. The commission shall have the following powers and duties:

(1) To accept, from any source, moneys and property paid, offered, or granted to the commission to be expended and used by the commission for the purposes specified in sections 26.800 to 26.806;

(2) To designate specific distressed urban areas in the state in which the commission shall direct a program of concentrated revitalization based on an assessment of extraordinary need;

(3) To develop a plan to effectuate such targeted concentrated revitalization in cooperation with federal, state, and local governments and agencies. Such plan may include the formation of nonprofit public development corporations or the activities of existing nonprofit corporations and entities, the redirection of existing programs and resources for the benefit of such areas, and proposals for the creation of new or expanded programs in such areas;

(4) To acquire, through purchase, donation, gift, or eminent domain, land in distressed urban areas, to remove obsolete, inefficient, dilapidated, or outdated structures and assemble suitable sites for building and development of industrial, business, and residential facilities to attract and house new industries and business and allow expansion and improvement of existing industrial, business, and residential operations. The commission shall exercise the right of eminent domain in the manner provided by law for the highways and transportation commission, and may sell, lease, or otherwise transfer or convey, on terms it deems appropriate, any interest it has in lands owned by the commission;

(5) To appoint an advisory commission from a distressed urban area, whose members shall include residents of the distressed urban area and representatives of business and industry in the distressed urban area. The advisory commission shall advise the commission regarding the creation of a program of concentrated revitalization for the distressed urban area based upon the commission's assessment of extraordinary need. The advisory commission may advise the commission concerning how the revitalization plan will be integrated with available community and governmental resources. The members of the advisory commission shall receive no compensation for their service as members of the advisory commission, but shall receive their necessary traveling and other expenses incurred while actually engaged in the discharge of their official duties;

(6) To apply for and receive grants, gifts, donations, and financial assistance from federal agencies or private individuals or entities to complete its duties;

(7) To provide relocation assistance, under sections 523.200 to 523.215, RSMo, to displaced persons who relocate permanently and voluntarily from real property as a direct result of the acquisition, rehabilitation, or demolition of, or the written notice of intent to acquire such real property, in whole or in part, by the commission;

(8) To provide assistance to municipalities and community organizations engaging in the improvement of economic opportunities, housing, and industrial and commercial revitalization of urban areas;

(9) To provide comprehensive information on existing federal, state, and local urban development and revitalization programs upon request to municipalities and community organizations;

(10) To coordinate the programs of state agencies and public benefit nonprofit corporations to remedy problems in distressed urban areas;

(11) To provide information and assistance to the governor and general assembly in the coordination, consolidation, and improvement of state policy regarding urban areas; and

(12) To represent the governor before federal agencies on matters of importance to coordinate policy for the revitalization of urban areas.

2. The plan adopted by the commission shall address the following needs in distressed urban areas of the state:

(1) Promoting a vigorous and growing economy;

(2) Preventing economic stagnation and encouraging of the creation of new job opportunities to ameliorate the hazards of unemployment and underemployment;

(3) Reducing the level of public assistance;

(4) Reducing the rate of crime and delinquency;

(5) Increasing the level of education;

- (6) Reversing declining property values in urban areas;
- (7) Increasing revenues to the state and municipalities; and
- (8) Achieving a diversified economy.

3. The comprehensive plan shall contain initial proposals for addressing revitalization of each identified distressed urban area and state a proposed time line for revitalization of each such area. The commission shall not be required to allocate resources in a particular geographic pattern or to all distressed urban areas simultaneously, and may concentrate all of its efforts in a particular distressed urban area or several distressed urban areas to the exclusion of other distressed urban areas until revitalization of such area is complete. The comprehensive plan shall be periodically updated by the commission, but the commission shall publish and operate under a current comprehensive plan prior to February 28, 2008.

4. For purposes of this section, "distressed urban area" means that portion of a municipality or municipalities which, by reason of structural age, obsolescence, inadequate or outmoded design, or physical deterioration, has become an economic or social liability; that such conditions are conducive to ill health, transmission of disease, crime, or the inability to pay reasonable taxes; and that conservation, restoration, redevelopment, and revitalization are necessary to correct such conditions.

5. The commission shall compile a full report of its findings for submission to the general assembly. The report shall be submitted not later than the fifteenth of January of each year in which the general assembly convenes in regular session. The commission shall also submit a report to the general assembly before undertaking any project, in which it identifies the nature and plan of the proposed project.

26.806. 1. There is hereby created in the state treasury the "Revitalization and Reconstruction Fund", which shall consist of money collected under sections 26.800 to 26.806. Upon appropriation, money in the fund shall be used solely for the administration of sections 26.800 to 26.806. The state treasurer shall deposit to the credit of the fund all moneys which may be appropriated to it by the general assembly and also any gifts, contributions, grants, bequests, or other aid received from federal, private, or other sources.

2. Notwithstanding the provisions of section 33.080, RSMo, to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state auditor shall periodically cause an audit to be made of the books, accounts, and records of the commission with respect to its receipts, disbursements, contracts, mortgages, leases, assignments, loans, and all other matters relating to its financial operations. Copies of the audit shall be furnished to the governor, the speaker of the house of representatives, and the president pro tem of the senate."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bowman, **House Amendment No. 18** was adopted.

Representative St. Onge offered **House Amendment No. 19**.

House Amendment No. 19

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Page 146, Section 620.1900, Line 29, by inserting after said line the following:

"701.450. 1. For any facility for which construction commences after August 28, 1995, which is constructed as a place of assembly for public amusement including, but not limited to, sports stadiums and arenas, auditoriums and assembly halls, there shall be provided an equal number of water closets for women as there are the number of water closets and urinals provided for men, and there shall be provided an equal number of diaper changing stations for men as there are the number provided for women.

2. Each facility described in subsection 1 of this section constructed or under construction prior to August 28, 1995, shall provide water closets in the same ratio as required in subsection 1 of this section whenever such facility undergoes major structural renovation.

3. As used in subsection 2 of this section, the term "major structural renovation" means any reconstruction, rehabilitation, addition or other improvement which requires more than fifty percent of the gross floor area of the existing facility to be rebuilt. The provisions of this act shall only apply to such portions of the building being renovated and not to the entire building.

4. Notwithstanding any provision of this section to the contrary, if any facility described in subsection 1 of this section located in a city not within a county is constructed in compliance with the requirements of the applicable building and plumbing codes of such city related to the minimum number of water closets that are designated for women, such facility shall not be required to comply with the requirements of subsection 1 of this section until one year following the date of its substantial completion."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative St. Onge, **House Amendment No. 19** was adopted.

Representative Meiners offered **House Amendment No. 20**.

House Amendment No. 20

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 290.152, Page 111, Line 32, by inserting after all of said line the following:

“**311.489. 1. A permit for the sale of intoxicating liquor as defined in section 311.020, and nonintoxicating beer as defined in section 312.010, RSMo, for consumption on premises where sold may be issued to any festival district that includes three or more businesses that are licensed bars, nightclubs, restaurants, or other entertainment venues and a common area that is closed to vehicle traffic, provided that the permit is held by a promotional association. A "promotional association" is defined as an entity formed by property owners who own or operate fifty percent or more of the square feet of bars, nightclubs, restaurants, and other entertainment venues located within the proposed district.**

2. The promotional association may obtain a permit if the promotional association submits a plan to the governing municipality containing basic information, which includes the legal description of the district, the name and address of each business participating in the promotional association, the intended calendar of events for the district, a description of the proposed festival activities, proof of adequate insurance, and a description of security for any proposed festivals. Such permit shall cost three hundred dollars per year. Such plan may be amended during the year subject to governing municipality approval.

3. If the plan is approved, the promotional association may sell liquor for consumption within the district common areas between 9:00 a.m. and 1:00 a.m. on Monday through Saturday and between 11:00 a.m. and 12:00 a.m. on Sunday. However, if a promotional association is issued a license to sell intoxicating liquor under section 311.096, a festival district permit may allow for the conducting of sales within the hours of operation designated by such license. Such promotional association may permit customers to leave an establishment within the district after purchasing an alcoholic beverage and consume the beverage in the district common areas or another licensed establishment within the district. No person shall be allowed to take any alcoholic beverage outside the boundaries of the festival district.

4. If participating in a promotional association event, every bar, nightclub, restaurant, promotional association, or other entertainment venue that serves alcoholic beverages within the festival district shall use disposable paper, plastic, or foam cups or other light-weight containers for all alcoholic beverages that the bar, nightclub, restaurant, promotional association, or other entertainment venue sells within the festival district boundaries for consumption in the district common area.

5. If minors are allowed to enter the festival district, the applicant shall ensure that such minors are easily distinguished from persons of legal age.

6. The holder of the permit is solely responsible for any alcohol violations occurring within the common areas. For any violation of this chapter or of any rule or regulation of the supervisor of alcohol and tobacco control, the promotional association may be assessed a civil fine of not more than five thousand dollars. If a promotional association is found to be responsible for such violations at three separate events, then such promotional association shall not seek approval for subsequent plans without the prior written consent of the supervisor of alcohol and tobacco control. The promotional association's then current plan shall be deemed terminated, and the businesses participating in the promotional association's events shall not participate in activities permitted by subsection 3 of this section without prior written consent from the supervisor of alcohol and tobacco control.

7. The provisions of this section shall only apply to any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Meiners, **House Amendment No. 20** was adopted.

Representative Wilson (130) offered **House Amendment No. 21.**

House Amendment No. 21

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Page 107, Section 160.053, Line 20, by inserting after all of said line the following:

“168.015. 1. There is hereby established within the department of elementary and secondary education[,] the ["Missouri Advisory Council of Certification for Educators"] "**Commissioner's Advisory Council on Teacher Quality**", hereinafter known as the "advisory council", which shall be composed of [twenty-five] **twenty-seven** members to be appointed by the state board of education on the recommendation of the commissioner of education, **who shall serve as chair of the advisory council.** Of the [twenty-five] **twenty-seven** members [of the council,] :

(1) Fifteen [must] **shall** be active public school classroom teachers, **which may include guidance counselors, librarians, and vocational teachers;**

(2) **One shall be a local school board member;**

(3) **One shall be a state board of education member;**

(4) **Four shall be active school administrators, one elementary school building principal, one middle school building principal, one high school building principal, and one central office administrator;**

(5) **Four shall represent institutions of higher education with accredited teacher education programs, which may include public and private colleges and universities and community colleges; and**

(6) **Two additional members may be added as necessary, who are appointed by the commissioner.**

2. The duties and responsibilities of the advisory council shall include, but not be limited to:

(1) Making recommendations for the criteria and procedures whereby the quality and effectiveness of teacher and school administrator education programs **in all public and private colleges and universities and community colleges** within the state shall be evaluated;

(2) Making recommendations for the requirements for the certification **and renewal of certification** of public school teachers and administrators;

(3) Making recommendations for the standards for renewal **and upgrades** of certificates for public school teachers and administrators using academic course work [as well as other types of] , professional development, **and other requirements outlined in statute or rules and regulations;**

(4) **Making recommendations concerning rules and regulations with respect to the standards used to measure high-quality professional development and high-quality induction programs for teachers, support services, vocational educators, and administrators, including a review of programs and moneys appropriated under subsection 2 of section 160.530, RSMo;**

[(4)](5) Making recommendations concerning rules and regulations [with respect to suspension and revocation of certificates of license to teach] **regarding recruitment and retention of teachers, teaching standards, beginning teacher assistance programs, mentoring programs, and teaching and learning conditions;**

[(5) Requesting and receiving reports from committees consisting of representatives from various professional groups, qualified in respective curriculum areas and other specialized areas, to assist in the formulation of recommendations of the advisory committee to the commissioner of education with respect to certification of public school teachers and administrators;]

(6) Making recommendations for limiting the issuance of temporary **and provisional** certificates that are granted to those who do not meet the full requirements for certification, **state and local programs and assistance to promote retention and professional development of such teachers, and the requirements for such teachers to gain full certification;**

3. Members shall serve without remuneration. From funds appropriated in accordance with subsection 2 of section 160.530, RSMo, the advisory council shall be reimbursed for travel and other expenses actually and necessarily incurred in the performance of their duties.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wilson (130), **House Amendment No. 21** was adopted.

Representative Lager offered **House Amendment No. 22**.

House Amendment No. 22

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 144.054, Page 106, Line 18, by inserting after the comma “,” the following:

“animal slaughtering defined under the North American Industry Classification System (NAICS) code of 311611,”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lager, **House Amendment No. 22** was adopted.

Representative Cooper (120) offered **House Amendment No. 23**.

House Amendment No. 23

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Page 1, Section in the Title, Line 11, by deleting the word “**projects**”; and

Further amend said bill, Page 106, Section 144.054, Line 23, by adding immediately prior to the period on said line the following:

“and all sales and purchases of tangible personal property, utilities, services, or any other transaction that would otherwise be subject to the state or local sales or use tax when such sales are made to or purchases are made by a contractor for use in fulfillment of any obligation under a defense contract with the United States government.

144.518. **1.** In addition to the exemptions granted pursuant to section 144.030, there is hereby specifically exempted from the provisions of [sections 66.600 to 66.635, RSMo, sections 67.391 to 67.395, RSMo, sections 67.500 to 67.545, RSMo, section 67.547, RSMo, sections 67.550 to 67.594, RSMo, sections 67.665 to 67.667, RSMo, sections 67.671 to 67.685, RSMo, sections 67.700 to 67.727, RSMo, section 67.729, RSMo, sections 67.730 to 67.739, RSMo, sections 67.1000 to 67.1012, RSMo, section 82.850, RSMo, sections 92.325 to 92.340, RSMo, sections 92.400 to 92.421, RSMo, sections 94.500 to 94.570, RSMo, section 94.577, RSMo, sections 94.600 to 94.655, RSMo, section 94.660, RSMo, sections 94.700 to 94.755, RSMo, sections 94.800 to 94.825, RSMo, section 94.830, RSMo, sections 94.850 to 94.857, RSMo, sections 94.870 to 94.881, RSMo, section 94.890, RSMo,] sections 144.010 to 144.525, [and] sections 144.600 to 144.761, sections 190.335 to 190.337, RSMo, sections 238.235, **238.236**, and 238.410, RSMo, section 321.242, RSMo, section 573.505, RSMo, [and] section 644.032, RSMo, **and any local sales tax law as defined in section 32.085, RSMo**, and from the computation of the tax levied, assessed or payable pursuant to [sections 66.600 to 66.635, RSMo, sections 67.391 to 67.395, RSMo, sections 67.500 to 67.545, RSMo, section 67.547, RSMo, sections 67.550 to 67.594, RSMo, sections 67.665 to 67.667, RSMo, sections 67.671 to 67.685, RSMo, sections 67.700 to 67.727, RSMo, section 67.729, RSMo, sections 67.730 to 67.739, RSMo, sections 67.1000 to 67.1012, RSMo, section 82.850, RSMo, sections 92.325 to 92.340, RSMo, sections 92.400 to 92.421, RSMo, sections 94.500 to 94.570, RSMo, section 94.577, RSMo, sections 94.600 to 94.655, RSMo, section 94.660, RSMo, sections 94.700 to 94.755, RSMo, sections 94.800 to 94.825, RSMo, section 94.830, RSMo, sections 94.850 to 94.857, RSMo, sections 94.870 to 94.881, RSMo, section 94.890, RSMo,] sections 144.010 to 144.525, sections 144.600 to 144.761, sections 190.335 to 190.337, RSMo, sections 238.235, **238.236**, and 238.410, RSMo, section 321.242, RSMo, section 573.505, RSMo, [and] section 644.032, RSMo, [machines or parts for machines used in a commercial, coin-operated amusement and vending business] **and any local sales tax law as defined in section 32.085, RSMo, coin-operated amusement devices and parts for such**

devices purchased before September 1, 2006, where sales tax is paid on the gross receipts derived from the use of [commercial, coin-operated amusement and vending machines] such devices.

2. Beginning on September 1, 2006, in addition to any other exemptions provided by law, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525, sections 144.600 to 144.761, sections 190.335 to 190.337, RSMo, sections 238.235, 238.236, and 238.410, RSMo, section 321.242, RSMo, section 573.505, RSMo, section 644.032, RSMo, and any local sales tax law as defined in section 32.085, RSMo, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525, sections 144.600 to 144.761, sections 190.335 to 190.337, RSMo, sections 238.235, 238.236, and 238.410, RSMo, section 321.242, RSMo, section 573.505, RSMo, section 644.032, RSMo, and any local sales tax law as defined in section 32.085, RSMo, amounts paid for the temporary use of a coin-operated amusement device.

3. As used in this section, "coin-operated amusement device" means a device accepting payments or items representing payments to allow one or more users temporary use of the device for entertainment or amusement purposes. Such devices include but are not limited to video games, pinball games, table games such as billiards and air hockey, and redemption games such as the claw and skee ball that may award prizes of tangible personal property.

4. In addition to any other exemptions provided by law, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525, sections 144.600 to 144.761, sections 190.335 to 190.337, RSMo, sections 238.235, 238.236, and 238.410, RSMo, section 321.242, RSMo, section 573.505, RSMo, section 644.032, RSMo, and any local sales tax law as defined in section 32.085, RSMo, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525, sections 144.600 to 144.761, sections 190.335 to 190.337, RSMo, sections 238.235, 238.236, and 238.410, RSMo, section 321.242, RSMo, section 573.505, RSMo, section 644.032, RSMo, and any local sales tax law as defined in section 32.085, RSMo, vending machines or parts for vending machines used in a commercial vending business where sales tax is paid on the gross receipts derived from such vending machines"; and

Further amend said bill by amending the title and enacting clauses accordingly.

On motion of Representative Cooper (120), **House Amendment No. 23** was adopted.

Representative Dethrow offered **House Amendment No. 24**.

House Amendment No. 24

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 696, Section 135.1170, Page 105, Line 68, by inserting after all of said line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, RSMo, section 238.235, RSMo, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, RSMo, section 238.235, RSMo, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824, RSMo; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law (sections 281.220 to 281.310, RSMo) which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after

planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation, slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a useable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms "motor vehicle" and "highway" shall have the same meaning pursuant to section 301.010, RSMo. Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(5) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption;

(6) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(7) Animals or poultry used for breeding or feeding purposes;

(8) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(9) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(10) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(11) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, RSMo, solely in the transportation of persons or property in interstate commerce;

(12) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (4) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200, RSMo. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(13) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(14) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices, and so certified as such by the

director of the department of natural resources, except that any action by the director pursuant to this subdivision may be appealed to the air conservation commission which may uphold or reverse such action;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices, and so certified as such by the director of the department of natural resources, except that any action by the director pursuant to this subdivision may be appealed to the Missouri clean water commission which may uphold or reverse such action;

(16) Tangible personal property purchased by a rural water district;

(17) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation;

(18) All sales of insulin and prosthetic or orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales of medical oxygen, home respiratory equipment and accessories, hospital beds and accessories and ambulatory aids, all sales of manual and powered wheelchairs, stairway lifts, Braille writers, electronic Braille equipment and, if purchased by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales of scooters, reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities;

(19) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(20) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (19) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(21) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530, RSMo;

(22) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, RSMo, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, RSMo, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon, and supplies and lubricants used exclusively, solely, and directly for producing

crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile, and one-half of each purchaser's purchase of diesel fuel therefor which is:

- (a) Used exclusively for agricultural purposes;
- (b) Used on land owned or leased for the purpose of producing farm products; and
- (c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(23) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use;

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(24) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(25) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4061, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536, RSMo, to eliminate all state and local sales taxes on such excise taxes;

(26) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(27) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441, RSMo, or sections 238.010 to 238.100, RSMo, in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(28) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(29) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(30) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(31) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (4) of subsection 2 of this section;

(32) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(33) Tangible personal property purchased for use or consumption directly or exclusively in the research and development of prescription pharmaceuticals consumed by humans or animals;

(34) All sales of grain bins for storage of grain for resale;

(35) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, RSMo, and licensed pursuant to sections 273.325 to 273.357, RSMo;

(36) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(37) Tangible personal property purchased for use or consumption directly or exclusively in research or experimentation activities performed by life science companies and so certified as such by the director of the department of economic development or the director's designees; except that, the total amount of exemptions certified pursuant to this section shall not exceed one million three hundred thousand dollars in state and local taxes per fiscal year. For purposes of this subdivision, the term "life science companies" means companies whose primary research activities are in agriculture, pharmaceuticals, biomedical or food ingredients, and whose North American Industry Classification System (NAICS) Codes fall under industry 541710 (biotech research or development laboratories), 621511 (medical laboratories) or 541940 (veterinary services). The exemption provided by this subdivision shall expire on June 30, 2003;

(38) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441, RSMo, or sections 238.010 to 238.100, RSMo; [and]

(39) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event; **and**

(40) All sales of fencing materials used for agricultural purposes.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dethrow, **House Amendment No. 24** was adopted.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Johnson 47	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Lager
Lembke	Lipke	Loehner	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Young	Mr Speaker

NOES: 050

Aull	Baker 25	Bland	Bogetto	Boykins
Bringer	Burnett	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Daus	Donnelly	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Hoskins	Hubbard	Hughes	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Oxford	Page	Robinson	Roorda	Rucker
Salva	Schoemehl	Shoemyer	Skaggs	Storch
Swinger	Villa	Vogt	Walsh	Walton
Wildberger	Witte	Wright-Jones	Yaeger	Zweifel

PRESENT: 009

Bowman	Brooks	Brown 50	Casey	Dougherty
Henke	Meadows	Wagner	Whorton	

ABSENT WITH LEAVE: 008

Bean	Brown 30	Jackson	Johnson 61	Johnson 90
Marsh	Spreng	Stevenson		

VACANCIES: 001

On motion of Representative Flook, **HCS SS SB 696, as amended**, was adopted.

On motion of Representative Flook, **HCS SS SB 696, as amended**, was read the third time and passed by the following vote:

AYES: 142

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hunter	Ice	Johnson 47	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Sander	Sater	Schaaf
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yates	Young
Zweifel	Mr Speaker			

NOES: 011

Bringer	Darrough	Donnelly	Hughes	LeVota
Oxford	Salva	Skaggs	Whorton	Wildberger
Yaeger				

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Jackson	Johnson 61	Johnson 90
Marsh	Schad	Spreng	Stevenson	

VACANCIES: 001

Speaker Jetton declared the bill passed.

PERFECTION OF HOUSE JOINT RESOLUTION

HJR 55, as amended, relating to compensation of public officials, was taken up by Representative Lipke.

Representative Lipke offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Joint Resolution No. 55, Page 3, Section 3, Lines 66 through 69, by deleting all of said lines and inserting in lieu thereof the following:

“for each respective position. The commission shall file [its initial schedule] **separate schedules** of compensation **for elected state officials, members of the general assembly, and judges, respectively**, with the secretary of state and the revisor of statutes no later than the first day of December, [1996] **2006**, and by the first day of December each two years thereafter. [The] **Each separate** schedule of compensation shall become effective unless disapproved by concurrent resolution **naming a specific schedule and** adopted by **two-thirds of the elected members of each house of** general assembly”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Pratt offered **House Substitute Amendment No. 1 for House Amendment No. 2**.

House Substitute Amendment No. 1 for House Amendment No. 2

AMEND House Joint Resolution No. 55, Section 3, Page 3, Lines 66-70, by deleting all of said lines and inserting in lieu thereof the following:

“for each respective position. The commission shall file [its initial schedule] separate schedules of compensation **for elected state officials, judges, and members of the general assembly, respectively**, with the secretary of state and the revisor of statutes no later than the first day of December, [1996] 2006, and by the first day of December each two years thereafter. [The] Each separate schedule of compensation shall become effective unless disapproved by concurrent resolution **naming a specific schedule and** adopted by **two thirds of the elected members of each house of** the general assembly before February 1 of the year following the filing of the schedule. **Votes on the floor of either house of the general assembly on such resolutions shall proceed in the order listed above.** Each schedule shall be”; and

Further amend said resolution, Section B, Page 4, Lines 5-8, by deleting all of said lines and inserting in lieu thereof the following:

“Shall Article XIII, Section 3 of the Constitution be amended so that legislators, statewide officeholders, and judges forfeit state pensions upon removal for impeachment or misconduct, or upon felony conviction, and so that a citizens’ commission sets separate schedules of compensation for each office subject to a veto by two-thirds of the legislature?”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Emery offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 2**.

House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 2

AMEND House Substitute Amendment No. 1 for House Amendment No. 2 to House Joint Resolution No. 55, Page 1, Line 8, by deleting the phrase “two thirds” from said line and inserting in lieu thereof the phrase:

“simple majority”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Emery moved that **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 2** be adopted.

Which motion was defeated.

House Substitute Amendment No. 1 for House Amendment No. 2 was withdrawn.

House Amendment No. 2 was withdrawn.

On motion of Representative Lipke, **HJR 55, as amended**, was ordered perfected and printed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 1944, as amended, relating to eminent domain, was taken up by Representative Hobbs.

Representative Hobbs moved that the House refuse to adopt **SS SCS HCS HB 1944, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HCS HB 1306, as amended, relating to Missouri State Employees’ Retirement System, was taken up by Representative Smith (118).

Representative Smith (118) moved that the House refuse to adopt **SS SCS HCS HB 1306, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference and that the House conferees be allowed to exceed the differences.

Which motion was adopted.

REFERRAL OF HOUSE RESOLUTION

The following House Resolution was referred to the Committee indicated:

HR 2446 - Rules

REFERRAL OF HOUSE BILL

The following House Bill was referred to the Committee indicated:

HB 1930 - Fiscal Review (Fiscal Note)

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

SCS SBs 1239 & 1091 - Fiscal Review (Fiscal Note)

COMMITTEE REPORTS

Committee on Insurance Policy, Chairman Yates reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SS SCS SB 953**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Judiciary, Chairman Pratt reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SB 1058**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on General Laws, Chairman Roark reporting:

Mr. Speaker: Your Special Committee on General Laws, to which was referred **SS SCS SB 904**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 616**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 976**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rule, to which was referred **HCS SB 1103**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 1222**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SBs 1239 & 1091**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HB 2016**, begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290**, entitled:

An act to repeal sections 43.650, 217.735, 547.170, 556.061, 558.018, 559.100, 559.106, 566.010, 566.030, 566.060, 566.067, 566.083, 566.086, 566.090, 566.145, 566.147, 566.151, 568.020, 568.060, 575.195, 589.400, 589.402, 589.403, 589.405, 589.407, 589.414, 589.425, 600.042, 632.484, 632.489, 632.495, 632.498, 632.501, 632.504, and 632.507, RSMo, and to enact in lieu thereof forty-five new sections relating to sexual offenders, with penalty provisions and an emergency clause.

With Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6 and Senate Amendment No. 7.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1698, 1236, 995, 1362 & 1290, Pages 34-35, Section 568.060, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1698, 1236, 995, 1362 & 1290, Page 35, Section 568.060, Line 3 of said line, by inserting immediately after said line the following:

"573.010. As used in this chapter the following terms shall mean:

(1) "Child", any person under the age of fourteen;

(2) "Child pornography"[,] :

(a) Any obscene material or performance depicting sexual conduct, sexual contact, or a sexual performance, as these terms are defined in section 556.061, RSMo, and which has as one of its participants or portrays as an observer of such conduct, contact, or performance a [child] **minor** under the age of eighteen; **or**

(b) **Any visual depiction, including any photograph, film, video, picture, or computer or computer-generated image or picture, whether made or produced by electronic, mechanical, or other means, of sexually explicit conduct where:**

a. The production of such visual depiction involves the use of a minor engaging in sexually explicit conduct;

b. Such visual depiction is a digital image, computer image, or computer-generated image that is, or is indistinguishable from, that of a minor engaging in sexually explicit conduct; or

c. Such visual depiction has been created, adapted, or modified to appear that an identifiable minor is engaging in sexually explicit conduct;

(3) "Displays publicly", exposing, placing, posting, exhibiting, or in any fashion displaying in any location, whether public or private, an item in such a manner that it may be readily seen and its content or character distinguished by normal unaided vision viewing it from a street, highway or public sidewalk, or from the property of others or from any portion of the person's store, or the exhibitor's store or property when items and material other than this material are offered for sale or rent to the public;

(4) "Explicit sexual material", any pictorial or three dimensional material depicting human masturbation, deviate sexual intercourse, sexual intercourse, direct physical stimulation or unclothed genitals, sadomasochistic abuse, or emphasizing the depiction of postpubertal human genitals; provided, however, that works of art or of anthropological significance shall not be deemed to be within the foregoing definition;

(5) "Furnish", to issue, sell, give, provide, lend, mail, deliver, transfer, circulate, disseminate, present, exhibit or otherwise provide;

(6) **"Graphic", when used with respect to a depiction of sexually explicit conduct, that a viewer can observe any part of the genitals or pubic area of any depicted person or animal during any part of the time that the sexually explicit conduct is being depicted;**

(7) **"Identifiable minor":**

(a) **A person:**

a. (i) **Who was a minor at the time the visual depiction was created, adapted, or modified; or**

(ii) **Whose image as a minor was used in creating, adapting, or modifying the visual depiction; and**

b. **Who is recognizable as an actual person by the person's face, likeness, or other distinguishing characteristic, such as a unique birthmark or other recognizable feature; and**

(b) **The term shall not be construed to require proof of the actual identity of the identifiable minor;**

(8) **"Indistinguishable", when used with respect to a depiction, virtually indistinguishable, in that the depiction is such that an ordinary person viewing the depiction would conclude that the depiction is of an actual minor engaged in sexually explicit conduct. Indistinguishable does not apply to depictions that are drawings, cartoons, sculptures, or paintings depicting minors or adults;**

(9) "Material", anything printed or written, or any picture, drawing, photograph, motion picture film, videotape or videotape production, or pictorial representation, or any recording or transcription, or any mechanical, chemical, or electrical reproduction, or stored computer data, or anything which is or may be used as a means of communication. "Material" includes undeveloped photographs, molds, printing plates, stored computer data and other latent representational objects;

[(7)] (10) "Minor", any person under the age of eighteen;

[(8)] (11) "Nudity", the showing of postpubertal human genitals or pubic area, with less than a fully opaque covering;

[(9)] (12) "Obscene", any material or performance is obscene if, taken as a whole:

(a) Applying contemporary community standards, its predominant appeal is to prurient interest in sex; and

(b) The average person, applying contemporary community standards, would find the material depicts or describes sexual conduct in a patently offensive way; and

(c) A reasonable person would find the material lacks serious literary, artistic, political or scientific value;

[(10)] (13) "Performance", any play, motion picture film, videotape, dance or exhibition performed before an audience of one or more;

[(11)] (14) "Pornographic for minors", any material or performance is pornographic for minors if the following apply:

(a) The average person, applying contemporary community standards, would find that the material or performance, taken as a whole, has a tendency to cater or appeal to a prurient interest of minors; and

(b) The material or performance depicts or describes nudity, sexual conduct, sexual excitement, or sadomasochistic abuse in a way which is patently offensive to the average person applying contemporary adult community standards with respect to what is suitable for minors; and

(c) The material or performance, taken as a whole, lacks serious literary, artistic, political, or scientific value for minors;

[(12)] (15) "Promote", to manufacture, issue, sell, provide, mail, deliver, transfer, transmute, publish, distribute, circulate, disseminate, present, exhibit, or advertise, or to offer or agree to do the same, by any means including a computer;

[(13)] (16) "Sadomasochistic abuse", flagellation or torture by or upon a person as an act of sexual stimulation or gratification;

[(14)] (17) "Sexual conduct", actual or simulated, normal or perverted acts of human masturbation; deviate sexual intercourse; sexual intercourse; or physical contact with a person's clothed or unclothed genitals, pubic area, buttocks, or the breast of a female in an act of apparent sexual stimulation or gratification or any sadomasochistic abuse or acts including animals or any latent objects in an act of apparent sexual stimulation or gratification;

(18) **"Sexually explicit conduct", actual or simulated:**

(a) **Sexual intercourse, including genital-genital, oral-genital, anal-genital, or oral-anal, whether between persons of the same or opposite sex:**

(b) **Bestiality;**

(c) **Masturbation;**

(d) **Sadistic or masochistic abuse; or**

(e) **Lascivious exhibition of the genitals or pubic area of any person;**

[(15)] (19) "Sexual excitement", the condition of human male or female genitals when in a state of sexual stimulation or arousal;

(20) **"Visual depiction", includes undeveloped film and videotape, and data stored on computer disk or by electronic means which is capable of conversion into a visual image;**

[(16)] (21) "Wholesale promote", to manufacture, issue, sell, provide, mail, deliver, transfer, transmute, publish, distribute, circulate, disseminate, or to offer or agree to do the same for purposes of resale or redistribution."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1698, 1236, 995, 1362 & 1290, Page 38, Section 589.400, Line 17, by inserting immediately after said line the following:

"2. Notwithstanding the provisions of subsection 1 of this section, the court shall have discretion over whether a person shall be required to register under sections 589.400 to 589.425 if such person is nineteen years of age or younger and the victim is thirteen years of age or older at the time of the offense and no physical force or threat of physical force was used in the commission of the offense."; and

Further amend said bill, said section, Page 40, Line 21, by striking the word "fourteen" and inserting in lieu thereof the word "**thirteen**"; and

Further renumber the remaining subsections accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1698, 1236, 995, 1362 & 1290, Page 22, Section 566.010, Line 20, by inserting immediately after said line the following:

"566.020. 1. Whenever in this chapter the criminality of conduct depends upon a victim's being incapacitated, no crime is committed if the actor reasonably believed that the victim was not incapacitated and reasonably believed that the victim consented to the act. The defendant shall have the burden of injecting the issue of belief as to capacity and consent.

2. Whenever in this chapter the criminality of conduct depends upon a child being thirteen years of age or younger, it is no defense that the defendant believed the child to be older.

3. Whenever in this chapter the criminality of conduct depends upon a child being under seventeen years of age, it is an affirmative defense that the defendant reasonably believed that the child was seventeen years of age or older.

4. Consent is not an affirmative defense to any offense under Chapter 566 if the alleged victim is less than twelve years of age."; and

Further amend said bill, said page, Section 566.030, Lines 27-28, by striking all of said lines; and

Further amend said bill and section, Page 23, Line 14, by striking the words "twenty-five" and inserting in lieu thereof the word "**thirty**"; and

Further amend said bill, Page 24, Section 566.060, Lines 5-7, by striking all of said lines and inserting in lieu thereof the following "sexual intercourse."; and

Further amend said bill, section and page, Line 20, by striking the words "twenty-five" and inserting in lieu thereof the word "**thirty**"; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1698, 1236, 995, 1362 & 1290, Page 33, Section 566.213, Line 14, by inserting immediately after said line the following:

"566.265. If a corporation or other business pleads guilty to or is found guilty of violating section 566.203, 566.206, 566.209, 566.212, 566.213, or 566.215, in addition to the criminal penalties described in such sections and other remedies provided for by law, the court may:

- (1) Order its dissolution or reorganization;**
- (2) Order the suspension or revocation of any license, permit, or prior approval granted to it by the state;**
- (3) Order the surrender of its charter if it is organized under Missouri law or the revocation of its certificate to conduct business in Missouri if it is not organized under Missouri law.";** and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 7

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1698, 1236, 995, 1362 & 1290, Page 33, Section 566.213, Line 14, by inserting immediately after said line the following:

"567.085. 1. A person commits the crime of promoting travel for prostitution if the person knowingly sells or offers to sell travel services that include or facilitate travel for the purpose of engaging in prostitution as defined by section 567.010.

2. The crime of promoting travel for prostitution is a class C felony.

567.087. 1. No travel agency or charter tour operator shall:

- (1) Promote travel for prostitution under section 567.085;**
- (2) Sell, advertise, or otherwise offer to sell travel services or facilitate travel:**
 - (a) For the purpose of engaging in a commercial sex act as defined in section 566.200, RSMo;**
 - (b) That consists of tourism packages or activities using and offering any sexual contact as defined in section 566.010, RSMo, as enticement for tourism; or**
 - (c) That provides or purports to provide access to or that facilitates the availability of sex escorts or sexual services.**

2. There shall be a rebuttable presumption that any travel agency or charter tour operator using advertisements that include the term "sex tours" or "sex travel" or include depictions of human genitalia is in violation of this section.

567.089. 1. No travel agency or charter tour operator shall engage in selling, advertising, or otherwise offering to sell travel services, tourism packages, or activities that solicit, encourage, or facilitate travel for the purpose of engaging in prostitution.

2. Upon violation of this section by a travel agency or charter tour operator, the secretary of state shall revoke the articles of incorporation of the travel agency or charter tour operator. The secretary of state, as part of a proceeding brought under this section, may order a freeze of the bank or deposit accounts of the travel agency or charter tour operator."; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS#2 HB 1703**, entitled:

An act to repeal sections 537.620 and 537.640, RSMo, and to enact in lieu thereof two new sections relating to insurance pooling.

With Senate Perfecting Amendment No. 1.

Senate Perfecting Amendment No. 1

AMEND House Committee Substitute No. 2 for House Bill No. 1703, Page 1, Section 537.620, Line 9, by striking the following:

“375.949” and inserting in lieu thereof the following:

“**375.948**”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS#2 SCS SB 583**, and has taken up and passed **HCS SS#2 SCS SB 583**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 614, as amended**, and has taken up and passed **HCS SCS SB 614, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 980, as amended**, and has taken up and passed **HCS SB 980, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 1017, as amended**, and requests the House to recede from its position and, failing to do so, grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 1944, as amended**, and grants the House a conference thereon.

The President Pro Tem has appointed the following Conference Committee to act with a like committee from the House: Senators Koster, Gibbons, Shields, Coleman and Kennedy.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SCS SB 773: Representatives Munzlinger, Fisher, Cooper (120), Rucker and Harris (110)
SS SCS HCS HB 1944: Representatives Hobbs, Richard, Pratt, Henke and Johnson (61)

COMMITTEE CHANGE

The Speaker submitted the following Committee change:

Representative Scott Muschany has been appointed a member of the Joint Committee on Legislative Research.

COMMUNICATIONS

May 4, 2006

The Honorable Rod Jetton
Speaker, Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mr. Speaker:

I respectfully resign my House seat, District 13, effective immediately.

Thank you.

Sincerely,

/s/ Scott T. Rupp
District 13

May 4, 2006

Mr. Steve Davis
Chief Clerk
Missouri House of Representatives

Dear Mr. Davis:

The Committee on Budget has adopted the attached motion under Section 33.282, RSMo, and request that it be printed in the Journal of the House.

Sincerely,

/s/ Allen Icet
State Representative
District 84

MOTION OF APPROVAL PURSUANT TO SECTION 33.282, RSMo.

Having reviewed the estimates of new tax credits for Fiscal Year 2007 submitted to the Chairman of the House Budget Committee by the Budget Director to Section 33.282, RSMo, the Committee on Budget, under the authority of Section 33.282, hereby approves those estimated new tax credits for any tax year beginning after July 1, 2006 and before June 30, 2007, and directs the Chairman of the Committee to report adoption of this Motion to the Chief Clerk of the House and request that the Motion be printed in the Journal of the House.

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1022**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 1022, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 1022.
2. That the House recede from its position on House Committee Substitute for House Bill No. 1022.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1022, be truly agreed to and finally passed.

FOR THE SENATE:

/s/ Chuck Gross
/s/ Charlie Shields
/s/ Michael Gibbons
/s/ Chuck Graham
/s/ Charles Wheeler

FOR THE HOUSE:

/s/ Allen Icet
/s/ Ed Robb
/s/ Carl Bearden

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 666**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, with House Amendment Nos. 1, 2, 3, and 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 666;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 666, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Kevin Engler
/s/ Dan Clemens
/s/ Jack Goodman
/s/ Joan Bray
/s/ Chuck Graham

FOR THE HOUSE:

/s/ Mark Bruns
/s/ Mike Dethrow
/s/ Marilyn Ruestman
/s/ Thomas Villa
/s/ Jim Whorton

**CONFERENCE COMMITTEE REPORT NO. 2
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 932**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 932 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 932;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 932;

3. That the attached Conference Committee Substitute No. 2 for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 932, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Delbert Scott
/s/ John Griesheimer
/s/ Chuck Purgason
/s/ Victor Callahan
/s/ Rita Heard Days

FOR THE HOUSE:

/s/ Larry Wilson
/s/ Bob Johnson
/s/ Todd Smith
/s/ Wes Wagner
/s/ Brad Robinson

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NOS. 1001, 896 & 761**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 1001, 896 & 761, with House Amendment Nos. 1, 2, and 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 1001, 896 & 761, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill Nos. 1001, 896 & 761;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 1001, 896 & 761, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ John Griesheimer
/s/ Bill Stouffer
/s/ Bill Alter
/s/ Rita Heard Days
/s/ Victor Callahan

FOR THE HOUSE:

/s/ Neal St. Onge
/s/ Mike Parson
/s/ Charles Schlottach

RECESS

On motion of Representative Dempsey, the House recessed until the Conference Committee Reports on **SS SCS HCS HB 1944** and **SCS HB 1865** have been distributed.

The hour of recess having expired, the House was called to order by Speaker Pro Tem Bearden.

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1944**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, with Senate Amendment No. 1 to Senate Substitute Amendment No. 1 for Senate Amendment No. 1, Senate Substitute Amendment No. 1 for Senate Amendment No. 1, as amended, Senate Amendment Nos. 2, 5, 6, and 7, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, as amended;
2. That the House recede from its position on House Committee Substitute for House Bill No. 1944;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1944, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Chris Koster
/s/ Michael Gibbons
/s/ Charles Shields
/s/ Maida Coleman
/s/ Harry Kennedy

FOR THE HOUSE:

/s/ Steve Hobbs
/s/ Ronald Richard
/s/ Byran Pratt
/s/ Wayne Henke

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1865**

The Conference Committee appointed on Senate Committee Substitute for House Bill No. 1865, with Senate Amendment No. 1 and Senate Amendment No. 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Bill No. 1865, as amended;
2. That the House recede from its position on House Bill No. 1865;
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Bill No. 1865, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Charles Shields
/s/ Gary Nodler
/s/ Michael Gibbons

FOR THE HOUSE:

/s/ Carl Bearden
/s/ Scott Muschany
/s/ Gayle Kingery

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 983**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 984**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1053**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1138**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1180**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1204**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1222**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1234**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1245**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1256**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1343**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1344**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1393**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1427**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1488**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1491**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1494**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1515**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1552**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1559**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HBs 1617 & 1374**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1715**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1732**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1739**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1759**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1827**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1857**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1858**.

ADJOURNMENT

On motion of Speaker Pro Tem Bearden, the House adjourned until 9:00 a.m., Friday, May 5, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Sixty-sixth Day, Wednesday, May 3, 2006, Page 1459, Line 36, by deleting the words “**a challenge**” and inserting in lieu thereof the words “**a challenger**”.

AFFIDAVIT

I, State Representative Robin Wright-Jones, District 63, hereby state and affirm that my vote as recorded on the motion for the previous question on the motion to adopt the emergency clause for HCS SS#2 SCS SB 1014 as recorded in the House Journal for Thursday, May 4, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 4th day of May 2006.

/s/ Robin Wright-Jones
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 4th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

FISCAL REVIEW

Friday, May 5, 2006, 9:00 a.m. Hearing Room 1.
Any bills or matters referred to the Fiscal Review Committee.
Executive session may follow.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 8, 2006, 10:00 a.m. Hearing Room 6.
Legislative Budget Office.
Some portions of the meeting may be closed pursuant to Section 610.021.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Tuesday, May 9, 2006, Hearing Room 3 upon morning recess.
Vote on license plate.
Executive session

JUDICIARY

Friday, May 5, 2006, House Chamber side gallery upon morning adjournment.
Executive session may follow.
Public hearing to be held on: SB 589

RULES

Friday, May 5, 2006, Hearing Room 7 upon adjournment.
Executive session may follow.
Public hearing to be held on: HR 2446

RULES [PURSUANT TO RULE 25(26)(f)]

Friday, May 5, 2006, Hearing Room 7 upon adjournment. AMENDED
Public hearings to be held on: HCS HR 2295, SJR 26, HCS SCS SB 961,
HCS SB 689, HCS SB 770, HCS SB 1037, HCS SCS SBs 1185, 1163, 1174, 1200 & 1225,
HCS SS SCS SB 1041, SCS SB 1140, SCS SBs 1031 & 846, HCS#2 SCS SB 1221,
HCS SB 873, HCS SCS SBs 567 & 792, HCS SS SCS SB 953, HCS SS SCS SB 904,
SB 1107, HCS SS SB 1058

SPECIAL COMMITTEE ON IMMIGRATION REFORM

Friday, May 5, 2006, 8:30 a.m. Hearing Room 4.
Executive session.
Informational comments will be taken from Senator Gross,
Representatives Nolte, Davis, Wildberger and Kraus.

HOUSE CALENDAR

SIXTY-EIGHTH DAY, FRIDAY, MAY 5, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HCS HJR 31 - Cunningham (86)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter
- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge
- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HB 1651 & 1608 - Yates
- 23 HB 2111 - Hubbard
- 24 HCS HB 1868 - Faith
- 25 HCS HB 2040 - Richard
- 26 HB 1537 - Schaaf
- 27 HCS HB 2047 - Johnson (47)
- 28 HCS#2 HB 2008, 1218 & 1062 - Muschany
- 29 HB 1946 - El-Amin
- 30 HB 1184 - Stevenson
- 31 HCS HB 1340, 1549, 1918 & 1998 - Schlottach
- 32 HCS HB 1968 - Zweifel
- 33 HCS HB 1147 - Bivins
- 34 HCS HB 1465 - Hunter

- 35 HCS HB 1600 - Viebrock
- 36 HCS HB 1730 - Schlottach
- 37 HCS HB 1089 - Schaaf
- 38 HCS HB 1751 - Munzlinger
- 39 HCS HB 1273 & 1136 - Baker (123)
- 40 HCS HB 1327 - Schaaf
- 41 HB 1853 - Bland
- 42 HCS HB 2016 - Schlottach

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 3 HB 1499, as amended - May
- 4 HCS HB 1080, HA 1, pending - Schaaf

HOUSE JOINT RESOLUTION FOR THIRD READING

HJR 55 - Lipke

HOUSE BILL FOR THIRD READING

HB 1930, (Fiscal Review 5-04-06) - Hubbard

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 31, (4-24-06, Pages 1206-1207) - Fraser
- 7 HCR 49, (4-27-06, Pages 1316-1317) - Emery
- 8 HCS HCR 34, (4-12-06, Page 1042) - Myers

SENATE BILLS FOR THIRD READING - CONSENT

- 1 HCS SB 712, E.C. - Bruns
- 2 SCS SB 870, E.C. - Cooper (158)
- 3 SB 881 - Robinson
- 4 SB 919 - Rector
- 5 SB 931 - Parson
- 6 SB 964 - Jackson
- 7 SB 990, as amended - Bruns
- 8 SCS#2 SB 1003, E.C. - Bruns
- 9 SB 1057 - Behnen
- 10 SCS SB 1059 - Roorda

- 11 SCS SB 1060 - Jackson
- 12 SB 1085 - Cooper (155)
- 13 SB 1139 - Yaeger
- 14 SB 1146 - Pratt
- 15 SB 1197 - Viebrock
- 16 SB 1208 - Pratt
- 17 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 SB 766 - Bruns
- 2 SB 818 - Smith (118)
- 3 HCS SCS SB 878 - Stevenson
- 4 HCS SCS SB 1048 - Schaaf
- 5 HCS SB 629 - Faith
- 6 HCS SB 697 - St. Onge
- 7 HCS SS SCS SBs 872, 754 & 669, as amended - St. Onge
- 8 SCS SB 1008 - Myers
- 9 SB 726 - May
- 10 SB 779 - Harris (110)
- 11 SB 822, E.C. - Sater
- 12 HCS SS SCS SB 892 - Cunningham (145)
- 13 HCS SB 908 - St. Onge
- 14 HCS SCS SB 1064 - St. Onge
- 15 HCS SB 735 - Pratt
- 16 SB 1101 - Schlottach
- 17 HCS SCS SB 1175 - Nance
- 18 HCS SS SCS SB 590 - Kingery
- 19 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 20 HCS SS SCS SB 825 - Pratt
- 21 HCS SCS SB 915 - Rector
- 22 HCS SB 951 - Nance
- 23 HCS SB 1002 - Black
- 24 SS SB 1066 - Rector
- 25 HCS SB 1124 - Behnen
- 26 SB 643 - Smith (118)
- 27 HCS SS SCS SB 894, E.C. - Muschany
- 28 HCS SS SCS SB 912 - Baker (123)
- 29 HCS SCS SB 925 - Bivins
- 30 HCS SS SCS SB 832 - Johnson (47)
- 31 HCS SB 884 - Johnson (47)
- 32 HCS SB 965 - Threlkeld
- 33 HCS SCS SB 968 - Walsh
- 34 SS SCS SB 718 - Pearce
- 35 HCS SB 780 - Rector
- 36 HCS SB 805, (Fiscal Review 5-03-06) - Smith (14)
- 37 HCS SS SCS SB 882 - Cooper (120)

- 38 SB 938 - St. Onge
- 39 HCS SB 1023 - Johnson (61)
- 40 SCS SB 1081 - Bivins
- 41 SS SCS SB 1236 - Tilley
- 42 HCS SCS SB 646, E.C. - Schlottach
- 43 HCS SCS SB 746 - Whorton
- 44 HCS SS SCS SB 969 - St. Onge
- 45 HCS SS SCS SB 1229 - Dixon
- 46 HCS SS SCS SB 976, E.C. - Robb
- 47 HCS SB 1103 - Wasson
- 48 SCS SB 1222 - Wasson
- 49 SCS SBs 1239 & 1091, (Fiscal Review 5-04-06) - Sater

SENATE CONCURRENT RESOLUTION FOR THIRD READING

SCS SCR 24, (4-13-06, Pages 1078-1079) - Ruestman

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 SCS HB 1601, E.C. - Weter
- 2 HB 1687, SCA 1 - Wright (137)
- 3 SCS HB 1437 - Threlkeld
- 4 SCS HCS HB 1787, E.C. - Jackson
- 5 SCS HCS HB 1762 - Wilson (119)
- 6 SCS HCS HB 1382 & 1158 - Kraus
- 7 SCS HCS HB 1449 - Wright (159)
- 8 SCS HB 1707 - Dusenberg
- 9 SCS HB 1509 - Bruns
- 10 SCS HCS HB 977 - Whorton
- 11 SCS HCS HB 1440 - Sutherland
- 12 HCS#2 HB 1703, SPA 1 - Yates
- 13 SS SCS HCS HB 1698, 1236, 995, 1362 & 1290, as amended, E.C. - Lipke

BILLS CARRYING REQUEST MESSAGES

- 1 HCS SB 1017, as amended,
(request House recede/grant conference) - Loehner
- 2 SS SCS HCS HB 1306, as amended,
(request Senate recede/grant conference/exceed differences) - Smith (118)

BILLS IN CONFERENCE

- 1 SCS HCS HB 1270 & 1027, as amended - Behnen
- 2 CCR HCS SCS SBs 1001, 896 & 761, as amended, E.C. - St. Onge
- 3 CCR#2 HCS SCS SB 932 - Wilson (119)
- 4 CCR SCS HB 1865, as amended - Bearden
- 5 HCS SCS SB 773, as amended - Fisher

- 6 CCR HCS SCS SB 666, as amended - Bruns
- 7 CCR SCS HCS HB 1022, as amended - Icet
- 8 CCR SS SCS HCS HB 1944, as amended - Hobbs

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon
- 3 SCR 27, (3-16-06, Pages 631-632) - Cooper (158)
- 4 HCS SCR 31, (4-26-06, Pages 1281-1282) - Dethrow

HOUSE RESOLUTIONS

- 1 HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes
- 2 HR 1930, (4-27-06, Pages 1315-1316) - Emery
- 3 HR 1475, (4-25-06, Pages 1252-1253) - Wright (137)
- 4 HR 2439, (4-27-06, Pages 1318-1319) - Wood

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTY-EIGHTH DAY, FRIDAY, MAY 5, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Representative Bob Dixon.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Joshua Hart, Milan Law, Anna Tuttle and Rachel Martin.

The Journal of the sixty-seventh day was approved as corrected by the following vote:

AYES: 139

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Haywood
Hoskins	Hubbard	Hughes	Ice	Johnson 47
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wallace	Walsh	Walton	Wasson	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

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NOES: 003

Boykins Johnson 61 Quinn

PRESENT: 004

Darrough George Henke Whorton

ABSENT WITH LEAVE: 016

Bean	Brown 30	Brown 50	Flook	Hobbs
Hunter	Jackson	Johnson 90	Kelly	Marsh
Meadows	Salva	Spreng	Stevenson	Vogt
Wagner				

VACANCIES: 001

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3260
and
House Resolution No. 3261 - Representative Whorton
House Resolution No. 3262
through
House Resolution No. 3264 - Representative Pollock
House Resolution No. 3265 - Representative Wood
House Resolution No. 3266
and
House Resolution No. 3267 - Representative Donnelly
House Resolution No. 3268 - Representative Curls
House Resolution No. 3269 - Representative Nolte
House Resolution No. 3270 - Representative Munzlinger
House Resolution No. 3271 - Representative Johnson (61)
House Resolution No. 3272
through
House Resolution No. 3285 - Representative Smith (118)
House Resolution No. 3286 - Representatives Smith (14) and Cunningham (86)
House Resolution No. 3287 - Representative Donnelly, et al.
House Resolution No. 3288 - Representative Smith (150)
House Resolution No. 3289
and
House Resolution No. 3290 - Representative Lembke
House Resolution No. 3291 - Representative Jackson
House Resolution No. 3292
through
House Resolution No. 3305 - Representative Hobbs
House Resolution No. 3306 - Representative Smith (150)

REFERRAL OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was referred to the Committee indicated:

HJR 55 - Fiscal Review (Fiscal Note)

BILLS IN CONFERENCE

CCR SCS HB 1865, as amended, relating to higher education, was taken up by Representative Bearden.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Icet	Jackson	Johnson 47	Jones
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 060

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Henke
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kuessner	Lampe	LeVota	Liese	Low 39
Lowe 44	Meadows	Meiners	Oxford	Page
Robinson	Roorda	Rucker	Salva	Schoemehl
Shoemyer	Skaggs	Storch	Swinger	Villa
Vogt	Wagner	Walsh	Walton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

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PRESENT: 002

Dougherty Whorton

ABSENT WITH LEAVE: 008

Bean	Brown 30	Haywood	Hoskins	Hubbard
Kelly	Spreng	Stevenson		

VACANCIES: 001

On motion of Representative Bearden, **CCR SCS HB 1865, as amended**, was adopted by the following vote:

AYES: 083

Baker 123	Bearden	Behnen	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cunningham 145
Cunningham 86	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fisher	Flook	Franz
Guest	Hobbs	Hoskins	Hubbard	Hunter
Ice	Jackson	Jones	Kingery	Kraus
Lembke	Lipke	Loehner	Marsh	May
McGhee	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parson	Phillips
Pollock	Portwood	Quinn	Rector	Richard
Roark	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	St. Onge
Sutherland	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Mr Speaker		

NOES: 072

Aull	Avery	Baker 25	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Cooper 158	Corcoran
Curls	Dake	Darrough	Daus	Donnelly
Dougherty	El-Amin	Frame	Fraser	George
Harris 23	Harris 110	Henke	Hughes	Johnson 47
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lager	Lampe	LeVota	Liese	Low 39
Lowe 44	Meadows	Meiners	Oxford	Page
Parker	Pearce	Pratt	Robb	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer
Skaggs	Storch	Swinger	Threlkeld	Villa
Vogt	Wagner	Walsh	Walton	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Yates
Young	Zweifel			

PRESENT: 001

Fares

ABSENT WITH LEAVE: 006

Bean	Brown 30	Haywood	Kelly	Spreng
Stevenson				

VACANCIES: 001

On motion of Representative Bearden, **CCS SCS HB 1865** was read the third time and passed by the following vote:

AYES: 083

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fisher	Flook
Guest	Hoskins	Hubbard	Hunter	Icet
Jackson	Jones	Kingery	Kraus	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parson	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	St. Onge
Sutherland	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Mr Speaker		

NOES: 070

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Cooper 158	Corcoran	Curls
Dake	Darrough	Daus	Donnelly	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Henke	Hobbs	Hughes	Johnson 47	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lager
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Oxford	Page	Parker
Pearce	Robb	Robinson	Roorda	Rucker
Salva	Schoemehl	Shoemyer	Skaggs	Storch
Swinger	Threlkeld	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Yates	Young	Zweifel

PRESENT: 001

Fares

ABSENT WITH LEAVE: 008

Bean	Brown 30	Dougherty	Franz	Haywood
Kelly	Spreng	Stevenson		

VACANCIES: 001

Speaker Jetton declared the bill passed.

CCR SS SCS HCS HB 1944, as amended, relating to eminent domain, was taken up by Representative Hobbs.

Representative Behnen assumed the Chair

Speaker Pro Tem Bearden assumed the Chair.

Representative Wright (137) assumed the Chair.

On motion of Representative Hobbs, **CCR SS SCS HCS HB 1944, as amended**, was adopted by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 004

Boykins	El-Amin	George	Oxford
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PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Brown 50	Haywood	Kelly
Marsh	Spreng	Stevenson	Walsh	

VACANCIES: 001

On motion of Representative Hobbs, **CCS SS SCS HCS HB 1944** was read the third time and passed by the following vote:

AYES: 144

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Nance	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 003

El-Amin	George	Oxford
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PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Brown 30	Brown 50	Haywood	Hughes
Kelly	Kratky	Marsh	Myers	Nieves
Page	Shoemyer	Spreng	Stevenson	Walsh

VACANCIES: 001

Representative Wright (137) declared the bill passed.

Representative Nieves assumed the Chair.

Representative Wright (137) resumed the Chair.

CCR SCS HCS HB 1022, as amended, relating to appropriations, was taken up by Representative Icet.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Icet	Jackson	Johnson 47	Jolly
Jones	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 055

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Burnett	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	El-Amin	Frame	Fraser	Harris 110
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Storch	Swinger
Villa	Vogt	Wagner	Walton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 006

Brooks	Casey	Dougherty	Harris 23	Henke
Whorton				

ABSENT WITH LEAVE: 008

Bean	Brown 30	George	Haywood	Kelly
Spreng	Stevenson	Walsh		

VACANCIES: 001

On motion of Representative Icet, **CCR SCS HCS HB 1022, as amended**, was adopted by the following vote:

AYES: 113

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bowman
Boykins	Brooks	Brown 50	Bruns	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Cunningham 145
Cunningham 86	Curls	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dougherty	Dusenberg
El-Amin	Emery	Faith	Fares	Fisher
Flook	Franz	Guest	Harris 23	Harris 110
Hobbs	Hubbard	Hughes	Icet	Jackson
Johnson 47	Johnson 61	Jolly	Jones	Kingery
Kratky	Lager	Lampe	Lembke	Lipke
Loehner	Marsh	May	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Richard
Robb	Robinson	Rucker	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 118	Smith 150
St. Onge	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 040

Bogetto	Bringer	Burnett	Casey	Corcoran
Dake	Darrrough	Daus	Davis	Donnelly
Ervin	Frame	Fraser	Henke	Hoskins
Hunter	Johnson 90	Kraus	Kuessner	LeVota
Liese	Low 39	Lowe 44	McGhee	Meadows
Oxford	Page	Rector	Roark	Roorda
Salva	Schoemehl	Shoemyer	Skaggs	Smith 14
Storch	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 008

Bean	Brown 30	George	Haywood	Kelly
Spreng	Stevenson	Walsh		

VACANCIES: 001

CCS SCS HCS HB 1022 was laid over.

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HJR 55** (Fiscal Note), begs leave to report it has examined the same and recommends that **it has been furnished an updated Fiscal Note and does not require fiscal review**.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1601, relating to emergency medical treatment, was taken up by Representative Weter.

On motion of Representative Weter, **SCS HB 1601** was adopted by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walton
Wasson	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 002

Pollock Wells

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	George	Haywood	Kelly
Oxford	Spreng	Stevenson	Walsh	

VACANCIES: 001

On motion of Representative Weter, **SCS HB 1601** was truly agreed to and finally passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walton	Wasson
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 002

Pollock Wells

PRESENT: 000

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ABSENT WITH LEAVE: 010

Bean	Brown 30	Cooper 120	George	Haywood
Kelly	Lembke	Spreng	Stevenson	Walsh

VACANCIES: 001

Representative Wright (137) declared the bill passed.

Speaker Pro Tem Bearden resumed the Chair.

The emergency clause was adopted by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walton	Wasson	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 002

Pollock	Wells
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PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Brooks	Brown 30	George	Haywood
Kelly	May	Self	Spreng	Stevenson
Walsh				

VACANCIES: 001

SCS HB 1707, relating to local registrars, was taken up by Representative Dusenberg.

On motion of Representative Dusenberg, **SCS HB 1707** was adopted by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brooks	Brown 30	George	Haywood
Kelly	Spreng	Stevenson	Walsh	

VACANCIES: 001

On motion of Representative Dusenberg, **SCS HB 1707** was truly agreed to and finally passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brooks	Brown 30	George	Haywood
Kelly	Spreng	Stevenson	Walsh	

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HB 1687, with Senate Committee Amendment No. 1, relating to the donation of prescription drugs, was taken up by Representative Wright (137).

On motion of Representative Wright (137), the House concurred in **Senate Committee Amendment No. 1** by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Lowe 44	Self	Spreng
Stevenson	Walsh	Young		

VACANCIES: 001

On motion of Representative Wright (137), **HB 1687, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns

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Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Jones	Kelly	Lowe 44	Nieves
Self	Spreng	Stevenson	Walsh	Young

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

SCS HB 1437, relating to poison control, was taken up by Representative Threlkeld.

On motion of Representative Threlkeld, **SCS HB 1437** was adopted by the following vote:

AYES: 147

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	El-Amin	Emery	Ervin	Faith

Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Iceet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Baker 25	Bean	Brooks	Brown 30	Corcoran
Dusenberg	George	Haywood	Kelly	Lowe 44
Roorda	Spreng	Stevenson	Walsh	Young

VACANCIES: 001

On motion of Representative Threlkeld, **SCS HB 1437** was truly agreed to and finally passed by the following vote:

AYES: 147

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Iceet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte

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Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Baker 25	Bean	Brooks	Brown 30	Corcoran
Dusenberg	George	Haywood	Hunter	Kelly
Lowe 44	Spreng	Stevenson	Walsh	Young

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

Representative Wright (137) resumed the Chair.

SCS HCS HB 1787, relating to the Guard at Home Program, was taken up by Representative Jackson.

On motion of Representative Jackson, **SCS HCS HB 1787** was adopted by the following vote:

AYES: 147

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves

Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Baker 25	Bean	Brooks	Brown 30	Corcoran
Dusenberg	George	Haywood	Kelly	Lowe 44
Nolte	Spreng	Stevenson	Walsh	Young

VACANCIES: 001

On motion of Representative Jackson, **SCS HCS HB 1787** was truly agreed to and finally passed by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Henke	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Marsh
May	McGhee	Meadows	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace

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Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Brooks	Brown 30	Dougherty	Dusenberg
George	Haywood	Hobbs	Kelly	Lowe 44
Meiners	Spreng	Stevenson	Walsh	Young

VACANCIES: 001

Representative Wright (137) declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Lipke	Loehner	Low 39
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Liese	Lowe 44	Spreng
Stevenson	Walsh	Young		

VACANCIES: 001

SCS HCS HB 1762, relating to disabled license plates and placards, was taken up by Representative Wilson (119).

On motion of Representative Wilson (119), **SCS HCS HB 1762** was adopted by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	El-Amin	Emery	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 001

Ervin

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PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Brooks	Brown 30	Bruns	Dusenberg
George	Haywood	Kelly	Lowe 44	Spreng
Stevenson	St. Onge	Walsh	Young	

VACANCIES: 001

On motion of Representative Wilson (119), **SCS HCS HB 1762** was truly agreed to and finally passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 61	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Brooks	Brown 30	Davis	Dusenberg
George	Haywood	Johnson 47	Kelly	Lowe 44
Spreng	Stevenson	Walsh	Young	

VACANCIES: 001

Representative Wright (137) declared the bill passed.

Representative Jackson assumed the Chair.

SCS HCS HBs 1382 & 1158, relating to military special license plates, was taken up by Representative Kraus.

On motion of Representative Kraus, **SCS HCS HBs 1382 & 1158** was adopted by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	LeVota
Liese	Lipke	Loehner	Low 39	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bowman	Brooks	Brown 30	Dusenberg
George	Haywood	Kelly	Lembke	Lowe 44
Spreng	Stevenson	Walsh	Young	

VACANCIES: 001

On motion of Representative Kraus, **SCS HCS HBs 1382 & 1158** was truly agreed to and finally passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
LeVota	Liese	Lipke	Loehner	Low 39
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Lembke	Lowe 44	Spreng
Stevenson	Walsh	Young		

VACANCIES: 001

Representative Jackson declared the bill passed.

SCS HCS HB 1449, relating to background checks for teachers, was taken up by Representative Wright (159).

On motion of Representative Wright (159), **SCS HCS HB 1449** was adopted by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yates	Mr Speaker

NOES: 004

Donnelly	Low 39	Yaeger	Zweifel
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PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Brooks	Brown 30	Cooper 155	Dusenberg
George	Haywood	Kelly	Lowe 44	Spreng
Stevenson	Walsh	Young		

VACANCIES: 001

On motion of Representative Wright (159), **SCS HCS HB 1449** was truly agreed to and finally passed by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto

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Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dougherty	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Schamhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yates	Mr Speaker

NOES: 004

Donnelly	Low 39	Yaeger	Zweifel
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PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Lowe 44	Smith 150	Spreng
Stevenson	Walsh	Young		

VACANCIES: 001

Representative Jackson declared the bill passed.

Speaker Jetton resumed the Chair.

THIRD READING OF SENATE BILL

HCS SS SCS SBs 872, 754 & 669, as amended, relating to safe operation of motor vehicles, was taken up by Representative St. Onge.

On motion of Representative St. Onge, **HCS SS SCS SBs 872, 754 & 669, as amended**, was adopted by the following vote:

AYES: 111

Aull	Avery	Baker 25	Baker 123	Bivins
Black	Bland	Bogetto	Bowman	Boykins
Bringer	Brown 50	Bruns	Burnett	Casey
Chappelle-Nadal	Cooper 120	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Day	Denison	Dixon	Donnelly	Dougherty
El-Amin	Ervin	Faith	Fares	Flook
Frame	Fraser	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Kingery	Kratky	Kraus	Kuessner	Lampe
Lembke	LeVota	Liese	Lipke	Low 39
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Nolte	Oxford	Page	Parker
Pearce	Portwood	Pratt	Quinn	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Schaaf	Schlottach	Schneider	Schoemehl	Shoemyer
Silvey	Skaggs	Smith 14	Smith 150	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Viebrock
Villa	Vogt	Wagner	Walton	Weter
Whorton	Wildberger	Wilson 130	Witte	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Zweifel
Mr Speaker				

NOES: 038

Bearden	Behnen	Chinn	Cooper 155	Davis
Deeken	Dempsey	Dethrow	Emery	Fisher
Franz	Hughes	Hunter	Jones	Lager
Loehner	Marsh	Muschany	Nance	Nieves
Parson	Phillips	Pollock	Rector	Richard
Roark	Sander	Sater	Schad	Scharnhorst
Self	Smith 118	Tilley	Wallace	Wasson
Wells	Wilson 119	Wood		

PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Lowe 44	Myers	Spreng
Stevenson	Walsh	Young		

VACANCIES: 001

On motion of Representative St. Onge, **HCS SS SCS SBs 872, 754 & 669, as amended** was read the third time and passed by the following vote:

AYES: 126

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chappelle-Nadal	Cooper 120	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Day	Deeken	Dempsey
Denison	Dixon	Donnelly	Dougherty	El-Amin
Ervin	Faith	Fares	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Henke	Hoskins	Hubbard	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Nolte	Oxford
Page	Parker	Parson	Pearce	Portwood
Pratt	Quinn	Richard	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Scharnhorst	Schlottach	Schneider	Schoemehl	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wasson	Weter	Whorton
Wildberger	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Zweifel
Mr Speaker				

NOES: 021

Chinn	Cooper 155	Davis	Dethrow	Emery
Fisher	Hughes	Hunter	Marsh	Muschany
Nance	Nieves	Phillips	Pollock	Rector
Roark	Sater	Schad	Self	Wells
Wilson 119				

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Hobbs	Kelly	Lowe 44	Myers
Schaaf	Spreng	Stevenson	Walsh	Young

VACANCIES: 001

Speaker Jetton declared the bill passed.

THIRD READING OF HOUSE JOINT RESOLUTION

HJR 55, relating to compensation of public officials, was taken up by Representative Lipke.

HJR 55 was laid over.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 756**, and requests the House recede from its position and, failing to do so, grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS#2 SCS SBs 1014 & 730, as amended**, and requests the House recede from its position and, failing to do so, grant the Senate a conference thereon.

BILL CARRYING REQUEST MESSAGES

HCS SS#2 SCS SBs 1014 & 730, as amended, relating to election administration, was taken up by Representative May.

Representative May moved that the House refuse to recede from its position on **HCS SS#2 SCS SBs 1014 & 730, as amended**, and grant the Senate a conference.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Ice	Jackson	Johnson 47	Jones	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
Marsh	May	McGhee	Moore	Munzlinger
Muschany	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

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NOES: 056

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Dake	Daus
Donnelly	El-Amin	Frame	Fraser	Harris 23
Harris 110	Henke	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Vogt	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Zweifel				

PRESENT: 002

Dougherty Wagner

ABSENT WITH LEAVE: 015

Bean	Brooks	Brown 30	Darrough	Dusenberg
George	Haywood	Kelly	Lowe 44	Myers
Spreng	Stevenson	Wallace	Walsh	Young

VACANCIES: 001

Representative May again moved that the House refuse to recede from its position on **HCS SS#2 SCS SBs 1014 & 730, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF HOUSE JOINT RESOLUTION

HJR 55, relating to compensation of public officials, was again taken up by Representative Lipke.

On motion of Representative Lipke, **HJR 55** was read the third time and passed by the following vote:

AYES: 118

Aull	Avery	Baker 25	Bearden	Bivins
Black	Bland	Bowman	Boykins	Brown 50
Bruns	Burnett	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Day	Deeken	Dempsey
Denison	Dixon	Donnelly	Dougherty	El-Amin
Emery	Faith	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 61
Jolly	Jones	Kingery	Kratky	Kuessner
Lembke	Liese	Lipke	Loehner	Low 39
Marsh	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte

Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Rucker	Ruestman	Salva	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Silvey	Skaggs	Smith 14	Smith 118
St. Onge	Storch	Sutherland	Swinger	Tilley
Villa	Vogt	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Zweifel	Mr Speaker		

NOES: 028

Baker 123	Behnen	Bogetto	Casey	Chappelle-Nadal
Dake	Davis	Dethrow	Ervin	Frame
Harris 23	Harris 110	Henke	Johnson 47	Johnson 90
Kraus	Lager	Lampe	LeVota	Meadows
Roorda	Sander	Shoemyer	Smith 150	Viebrock
Wagner	Wallace	Wilson 119		

PRESENT: 003

Bringer	Fraser	Threlkeld
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ABSENT WITH LEAVE: 013

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Lowe 44	Myers	Spreng
Stevenson	Walsh	Young		

VACANCIES: 001

Speaker Jetton declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1509, relating to the Division of Fire Safety, was taken up by Representative Brunns.

On motion of Representative Brunns, **SCS HB 1509** was adopted by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Brunns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icey	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kingery

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Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Lowe 44	Myers	Schad
Spreng	Stevenson	Wallace	Walsh	Young

VACANCIES: 001

On motion of Representative Brunns, **SCS HB 1509** was truly agreed to and finally passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Brunns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst

Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Hughes	Kelly	Lowe 44	Myers
Spreng	Stevenson	Walsh	Young	

VACANCIES: 001

Speaker Jetton declared the bill passed.

SCS HCS HB 977, relating to election of municipal officers, was taken up by Representative Whorton.

On motion of Representative Whorton, **SCS HCS HB 977** was adopted by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	SchAAF	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld

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Tilley	Viebrock	Villa	Vogt	Wagner
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 001

Bringer

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Lowe 44	Myers	Spreng
Stevenson	Wallace	Walsh	Young	

VACANCIES: 001

Representative Behnen resumed the Chair.

On motion of Representative Whorton, **SCS HCS HB 977** was truly agreed to and finally passed by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Walton	Wasson	Wells	Weter	Whorton

Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 001

Bringer

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Lowe 44	Myers	Spreng
Stevenson	Wallace	Walsh	Young	

VACANCIES: 001

Representative Behnen declared the bill passed.

SCS HCS HB 1440, relating to cervical cancer awareness, was taken up by Representative Sutherland.

On motion of Representative Sutherland, **SCS HCS HB 1440** was adopted by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Wagner
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood

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Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Lowe 44	Myers	Spreng
Stevenson	Vogt	Wallace	Walsh	Young

VACANCIES: 001

On motion of Representative Sutherland, **SCS HCS HB 1440** was truly agreed to and finally passed by the following vote:

AYES: 147

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharmhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Lowe 44	Myers	Spreng
Stevenson	Wallace	Walsh	Wright 137	Young

VACANCIES: 001

Representative Behnen declared the bill passed.

THIRD READING OF SENATE BILL

HCS SB 1002, relating to drainage districts, was taken up by Representative Black.

On motion of Representative Black, **HCS SB 1002** was adopted.

On motion of Representative Black, **HCS SB 1002** was read the third time and passed by the following vote:

AYES: 142

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	El-Amin	Emery	Faith	Fares
Fisher	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Marsh	May	McGhee
Meadows	Meiners	Moore	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel	Mr Speaker			

NOES: 003

Ervin	Flook	Roark
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PRESENT: 000

ABSENT WITH LEAVE: 017

Bean	Brooks	Brown 30	Bruns	Cooper 155
Dusenberg	George	Haywood	Kelly	Lowe 44
Munzlinger	Myers	Spreng	Stevenson	Wallace
Walsh	Young			

VACANCIES: 001

Representative Behnen declared the bill passed.

Representative Wright (137) resumed the Chair.

HOUSE BILLS WITH SENATE AMENDMENTS

HCS#2 HB 1703, with Senate Perfecting Amendment No. 1, relating to insurance pooling, was taken up by Representative Yates.

On motion of Representative Yates, the House concurred in **Senate Perfecting Amendment No. 1** by the following vote:

AYES: 126

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bruns	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dougherty	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	Guest	Harris 23	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 90	Jolly	Jones	Kingery
Kratky	Kraus	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Marsh
May	McGhee	Meadows	Meiners	Moore
Muschany	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Smith 14	Smith 118	Smith 150
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Walton	Wasson

Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

NOES: 021

Bowman	Bringer	Brown 50	Burnett	Chappelle-Nadal
Donnelly	Frame	Harris 110	Henke	Johnson 61
Kuessner	Low 39	Oxford	Robinson	Skaggs
Storch	Swinger	Witte	Wright-Jones	Yaeger
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 015

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Lowe 44	Munzlinger	Myers
Spreng	Stevenson	Wallace	Walsh	Young

VACANCIES: 001

On motion of Representative Yates, **HCS#2 HB 1703, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 132

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Brown 50	Bruns	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	Guest
Harris 23	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Marsh	May
McGhee	Meadows	Meiners	Moore	Muschany
Nance	Nieves	Nolte	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Smith 14	Smith 118	Smith 150	St. Onge	Storch
Sutherland	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yaeger	Yates
Zweifel	Mr Speaker			

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NOES: 014

Bowman	Bringer	Burnett	Frame	Harris 110
Henke	Johnson 61	Kuessner	Oxford	Robinson
Skaggs	Swinger	Witte	Wright-Jones	

PRESENT: 000

ABSENT WITH LEAVE: 016

Bean	Brooks	Brown 30	Dusenberg	George
Haywood	Kelly	Lowe 44	Munzlinger	Myers
Schaaf	Spreng	Stevenson	Wallace	Walsh
Young				

VACANCIES: 001

Representative Wright (137) declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SCS SB 756, relating to licensure of athletic trainers, was taken up by Representative Behnen.

Representative Behnen moved that the House refuse to recede from its position on **HCS SCS SB 756** and grant the Senate a conference and that the House conferees be allowed to exceed the differences.

Speaker Jetton resumed the Chair.

Representative Johnson (90) made a substitute motion that the House refuse to recede from its position on **HCS SCS SB 756** and grant the Senate a conference and that the conferees be allowed to exceed the differences to only allow the conferees to make technical corrections to allow the insertion of the missing line regarding licensed professional counselors.

Which motion was adopted by the following vote:

AYES: 123

Aull	Baker 25	Bearden	Behnen	Bivins
Black	Bogetto	Bowman	Boykins	Bringer
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 155	Cooper 158	Corcoran	Cunningham 86
Curls	Dake	Darrough	Daus	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Fraser	Guest
Harris 23	Harris 110	Henke	Hobbs	Hoskins
Hubbard	Hughes	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Marsh
May	McGhee	Meadows	Meiners	Nance

Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Portwood	Pratt	Quinn
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schneider	Schoemehl	Self	Shoemyer
Skaggs	Smith 14	Smith 118	Smith 150	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Villa	Vogt	Wagner	Wallace	Wells
Weter	Whorton	Wildberger	Wilson 119	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Zweifel	Mr Speaker		

NOES: 021

Baker 123	Cooper 120	Cunningham 145	Davis	Day
Franz	Hunter	Ice	Jackson	Moore
Muschany	Nieves	Pollock	Rector	Richard
Roark	Schlottach	Silvey	Viebrock	Wasson
Wilson 130				

PRESENT: 000

ABSENT WITH LEAVE: 018

Avery	Bean	Bland	Brooks	Brown 30
Dusenberg	El-Amin	George	Haywood	Kelly
Lowe 44	Munzlinger	Myers	Spreng	Stevenson
Walsh	Walton	Young		

VACANCIES: 001

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SCS SB 756: Representatives Behnen, Wasson, Wells, Page and Dougherty

COMMITTEE REPORTS

Committee on Insurance Policy, Chairman Yates reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SS SCS SB 895**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SCS SBs 905 & 910**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Immigration Reform, Chairman Emery reporting:

Mr. Speaker: Your Special Committee on Immigration Reform, to which was referred **SCS SB 1250**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 1306, as amended**, and grants the House a conference thereon and that the conferees be allowed to exceed the differences.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to adopt the Conference Committee Report on **SCS HB 1865, as amended**, requests the House to recede from its position and take up and pass **SCS HB 1865, as amended**, and failing to do so grant the Senate further conference.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 1944, as amended**, and has taken up and passed **CCS SS SCS HCS HB 1944**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SB 666, as amended**, and has taken up and passed **CCS HCS SCS SB 666**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 696, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 725** and has taken up and passed **HCS SB 725**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 769, as amended** and has taken up and passed **HCS SCS SB 769, as amended**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 819** and has taken up and passed **HCS SB 819**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 834** and has taken up and passed **HCS SB 834**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 840, as amended** and has taken up and passed **HCS SB 840, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 893** and has taken up and passed **HCS SB 893**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report No. 2 on **HCS SCS SB 932**, and has taken up and passed **CCS#2 HCS SCS SB 932**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SS#2 SCS SBs 1014 & 730, as amended**: Senators Scott, Gibbons, Vogel, Coleman and Callahan.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 1045** and has taken up and passed **HCS SB 1045**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 1084** and has taken up and passed **HCS SB 1084**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 1122** and has taken up and passed **HCS SCS SB 1122**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 1165** and has taken up and passed **HCS SB 1165**.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 2:00 p.m., Monday, May 8, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Amber H. Boykins, District 60, hereby state and affirm that my vote as recorded on Page 1506 of the House Journal for Thursday, May 4, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of May 2006.

/s/ Amber H. Boykins
State Representative

[illegible]

Subscribed and sworn to before me this 5th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Cynthia L. Davis, District 19, hereby state and affirm that my vote as recorded on the motion to truly agree to and finally pass SCS HCS HB 1762 as recorded in the House Journal for Friday, May 5, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of May 2006.

/s/ Cynthia L. Davis
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Rodney Schad, District 115, hereby state and affirm that my vote as recorded on Page 1534 of the House Journal for Thursday, May 4, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of May 2006.

/s/ Rodney Schad
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 5th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

FISCAL REVIEW

Monday, May 8, 2006, 1:00 p.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow. AMENDED

FISCAL REVIEW

Tuesday, May 9, 2006, 9:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 8, 2006, 10:00 a.m. Hearing Room 6.

Legislative Budget Office.

Some portions of the meeting may be closed pursuant to Section 610.021.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Tuesday, May 9, 2006, Hearing Room 3 upon morning recess.

Vote on license plate.

Executive session

HOUSE CALENDAR

SIXTY-NINTH DAY, MONDAY, MAY 8, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HCS HJR 31 - Cunningham (86)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HBs 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter
- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge

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- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HBs 1651 & 1608 - Yates
- 23 HB 2111 - Hubbard
- 24 HCS HB 1868 - Faith
- 25 HCS HB 2040 - Richard
- 26 HB 1537 - Schaaf
- 27 HCS HB 2047 - Johnson (47)
- 28 HCS#2 HBs 2008, 1218 & 1062 - Muschany
- 29 HB 1946 - El-Amin
- 30 HB 1184 - Stevenson
- 31 HCS HBs 1340, 1549, 1918 & 1998 - Schlottach
- 32 HCS HB 1968 - Zweifel
- 33 HCS HB 1147 - Bivins
- 34 HCS HB 1465 - Hunter
- 35 HCS HB 1600 - Viebrock
- 36 HCS HB 1730 - Schlottach
- 37 HCS HB 1089 - Schaaf
- 38 HCS HB 1751 - Munzlinger
- 39 HCS HBs 1273 & 1136 - Baker (123)
- 40 HCS HB 1327 - Schaaf
- 41 HB 1853 - Bland
- 42 HCS HB 2016 - Schlottach

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HBs 1783 & 1479 - Bearden (3 hours debate on Perfection)
- 2 HCS HB 1316 - Lipke (2 hours debate on Perfection)
- 3 HB 1499, as amended - May
- 4 HCS HB 1080, HA 1, pending - Schaaf

HOUSE BILL FOR THIRD READING

HB 1930, (Fiscal Review 5-04-06) - Hubbard

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 31, (4-24-06, Pages 1206-1207) - Fraser
- 7 HCR 49, (4-27-06, Pages 1316-1317) - Emery
- 8 HCS HCR 34, (4-12-06, Page 1042) - Myers

SENATE BILLS FOR THIRD READING - CONSENT

- 1 HCS SB 712, E.C. - Bruns
- 2 SCS SB 870, E.C. - Cooper (158)
- 3 SB 881 - Robinson
- 4 SB 919 - Rector
- 5 SB 931 - Parson
- 6 SB 964 - Jackson
- 7 SB 990, as amended - Bruns
- 8 SCS#2 SB 1003, E.C. - Bruns
- 9 SB 1057 - Behnen
- 10 SCS SB 1059 - Roorda
- 11 SCS SB 1060 - Jackson
- 12 SB 1085 - Cooper (155)
- 13 SB 1139 - Yaeger
- 14 SB 1146 - Pratt
- 15 SB 1197 - Viebrock
- 16 SB 1208 - Pratt
- 17 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 SB 766 - Bruns
- 2 SB 818 - Smith (118)
- 3 HCS SCS SB 878 - Stevenson
- 4 HCS SCS SB 1048 - Schaaf
- 5 HCS SB 629 - Faith
- 6 HCS SB 697 - St. Onge
- 7 SCS SB 1008 - Myers
- 8 SB 726 - May
- 9 SB 779 - Harris (110)
- 10 SB 822, E.C. - Sater
- 11 HCS SS SCS SB 892 - Cunningham (145)
- 12 HCS SB 908 - St. Onge
- 13 HCS SCS SB 1064 - St. Onge
- 14 HCS SB 735 - Pratt
- 15 SB 1101 - Schlottach
- 16 HCS SCS SB 1175 - Nance
- 17 HCS SS SCS SB 590 - Kingery
- 18 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 19 HCS SS SCS SB 825 - Pratt
- 20 HCS SCS SB 915 - Rector
- 21 HCS SB 951 - Nance
- 22 SS SB 1066 - Rector
- 23 HCS SB 1124 - Behnen
- 24 SB 643 - Smith (118)
- 25 HCS SS SCS SB 894, E.C. - Muschany

- 26 HCS SS SCS SB 912 - Baker (123)
- 27 HCS SCS SB 925 - Bivins
- 28 HCS SS SCS SB 832 - Johnson (47)
- 29 HCS SB 884 - Johnson (47)
- 30 HCS SB 965 - Threlkeld
- 31 HCS SCS SB 968 - Walsh
- 32 SS SCS SB 718 - Pearce
- 33 HCS SB 780 - Rector
- 34 HCS SB 805, (Fiscal Review 5-03-06) - Smith (14)
- 35 HCS SS SCS SB 882 - Cooper (120)
- 36 SB 938 - St. Onge
- 37 HCS SB 1023 - Johnson (61)
- 38 SCS SB 1081 - Bivins
- 39 SS SCS SB 1236 - Tilley
- 40 HCS SCS SB 646, E.C. - Schlottach
- 41 HCS SCS SB 746 - Whorton
- 42 HCS SS SCS SB 969 - St. Onge
- 43 HCS SS SCS SB 1229 - Dixon
- 44 HCS SS SCS SB 976, E.C. - Robb
- 45 HCS SB 1103 - Wasson
- 46 SCS SB 1222 - Wasson
- 47 SCS SBs 1239 & 1091, (Fiscal Review 5-04-06) - Sater

SENATE CONCURRENT RESOLUTION FOR THIRD READING

SCS SCR 24, (4-13-06, Pages 1078-1079) - Ruestman

HOUSE BILL WITH SENATE AMENDMENTS

SS SCS HCS HB 1698, 1236, 995, 1362 & 1290, as amended, E.C. - Lipke

BILLS CARRYING REQUEST MESSAGES

- 1 HCS SB 1017, as amended
(request House recede/grant conference) - Loehner
- 2 CCS SCS HB 1865, as amended
(request House recede/take up and pass bill or grant further conference) - Bearden
- 3 HCS SS SB 696, as amended
(request House recede/grant conference) - Flook

BILLS IN CONFERENCE

- 1 SCS HCS HB 1270 & 1027, as amended - Behnen
- 2 CCR HCS SCS SBs 1001, 896 & 761, as amended, E.C. - St. Onge
- 3 CCR#2 HCS SCS SB 932 - Wilson (119)
- 4 HCS SCS SB 773, as amended - Fisher
- 5 CCR HCS SCS SB 666, as amended - Bruns

- 6 CCR SCS HCS HB 1022, as amended - Icet
- 7 HCS SS#2 SCS SBs 1014 & 730, as amended, E.C. - Stevenson
- 8 HCS SCS SB 756 - Behnen
- 9 SS SCS HCS HB 1306, as amended - Smith (118)

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon
- 3 SCR 27, (3-16-06, Pages 631-632) - Cooper (158)
- 4 HCS SCR 31, (4-26-06, Pages 1281-1282) - Dethrow

HOUSE RESOLUTIONS

- 1 HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes
- 2 HR 1930, (4-27-06, Pages 1315-1316) - Emery
- 3 HR 1475, (4-25-06, Pages 1252-1253) - Wright (137)
- 4 HR 2439, (4-27-06, Pages 1318-1319) - Wood

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SIXTY-NINTH DAY, MONDAY, MAY 8, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

O Lord, Almighty, You are enthroned between the mighty cherubim! You alone are God of all the kingdoms of the Earth. You alone created the Heavens and the Earth.

As we begin our final week of this session, we recognize that the decisions made and laws enacted, affect all of us, including our families. We are those who have remained honest and fair, who rejected making a profit by fraud, who stayed far away from inducements, who refused to listen to those who plot evil, who shut our eyes to all enticement to do wrong.

Long after the last gavel, we will not turn our backs on wisdom, for wisdom protects us. We embrace wisdom, and it guards us.

In our going out and coming in, throughout this week, Your wisdom is our constant companion. By You, our steps will not be impeded nor will we stumble.

We honor You, Lord God! You have made our state and our nation great; You have extended Your grace and mercy to us.

And it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Zoe Anastosopolos.

The Journal of the sixty-eighth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3307 - Representative Emery
House Resolution No. 3308 - Representative Behnen
House Resolution No. 3309
and
House Resolution No. 3310 - Representative LeVota
House Resolution No. 3311 - Representative Cooper (158)

House Resolution No. 3312
through
House Resolution No. 3314 - Representative Pollock
House Resolution No. 3315 - Representative Wright-Jones
House Resolution No. 3316 - Representative Bland
House Resolution No. 3317 - Representative Bringer
House Resolution No. 3318 - Representative Lipke
House Resolution No. 3319 - Representative Wright-Jones
House Resolution No. 3320
through
House Resolution No. 3333 - Representative Franz
House Resolution No. 3334 - Representative Dixon
House Resolution No. 3335 - Representative Hunter
House Resolution No. 3336 - Representative Deeken
House Resolution No. 3337
and
House Resolution No. 3338 - Representative Baker (123)
House Resolution No. 3339
through
House Resolution No. 3341 - Representative Wilson (130)

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1930** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

THIRD READING OF SENATE BILLS

SB 766, relating to income tax offsets, was taken up by Representative Bruns.

Representative Ervin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 766, Page 1, Section A, Line 2, by inserting after all of said line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(a) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit;

(b) Interest on certain governmental obligations excluded from federal gross income by Section 103 of the Internal Revenue Code. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (a) of subsection 3 of this section. The amount added pursuant to this paragraph shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of Section 265 of the Internal Revenue Code. The reduction shall only be made if it is at least five hundred dollars;

(c) The amount of any deduction that is included in the computation of federal taxable income pursuant to Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002; and

(d) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by Section 172(b)(1)(G) and Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal income taxes but disallowed against Missouri income taxes pursuant to this paragraph since July 1, 2002, may be carried forward and taken against any loss on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(a) Interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this paragraph shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this paragraph. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(b) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(c) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(d) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(e) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(f) The portion of capital gain specified in section 135.357, RSMo, that would otherwise be included in federal adjusted gross income;

(g) The amount that would have been deducted in the computation of federal taxable income pursuant to Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002; and

(h) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which armed forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependants.

(2) In addition to the subtractions in subsection 3 of this section, qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent included in federal adjusted gross income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid. The amounts to be subtracted shall be as follows:

- (a) For tax year 2006, up to twenty percent of such qualified health insurance premiums;
- (b) For tax year 2007, up to forty percent of such qualified health insurance premiums;
- (c) For tax year 2008, up to sixty percent of such qualified health insurance premiums;
- (d) For tax year 2009, up to eighty percent of such qualified health insurance premiums; and
- (e) For tax years beginning on or after January 1, 2010, up to one hundred percent of such qualified health insurance premiums."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Ervin, **House Amendment No. 1** was adopted.

Representative Behnen assumed the Chair.

Representative Ervin offered **House Amendment No. 2**.

Representative Darrough raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Robb offered **House Amendment No. 3**.

Representative Darrough raised a point of order that **House Amendment No. 3** is not germane and goes beyond the scope of the bill.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Bruns, **SB 766, as amended**, was read the third time and passed by the following vote:

AYES: 144

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter

Iceet	Jackson	Johnson 47	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	May
McGhee	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yates	Young	Zweifel	Mr Speaker	

NOES: 003

Frame	Wildberger	Yaeger
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PRESENT: 004

Bowman	Johnson 61	Lowe 44	Oxford
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ABSENT WITH LEAVE: 011

Bean	Bland	Boykins	Brooks	Brown 30
Haywood	Marsh	Meadows	Schneider	Spreng
Walton				

VACANCIES: 001

Representative Behnen declared the bill passed.

SB 818, relating to financial interest statements, was taken up by Representative Smith (118).

Representative Dempsey offered **House Amendment No. 1**.

House Amendment No. 1 was withdrawn.

Representative Harris (23) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 818, Page 2, Section 105.483, Line 19, by inserting after the word “government” the words “, including the general assembly”; and

Further amend Page 2, Line 45, by inserting after said line:

“(13) A designated employee of the speaker of the house of representatives, the president pro tem of the senate, the speaker pro tem of the house of representatives, the majority floor leader of the house and senate, the

minority floor leader of the house and senate, the assistant majority floor leader of the house and senate, and the assistant minority floor leader of the house and senate.”.

Representative Smith (118) offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to Senate Bill No. 818, Page 1, Section (13), Line 1, by adding after the word “employee” the following:

“with policy making authority”.

On motion of Representative Smith (118), **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Harris (23), **House Amendment No. 2, as amended**, was adopted by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Boykins
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 001

Kratky

PRESENT: 002

Bowman Walton

ABSENT WITH LEAVE: 010

Bean	Bland	Brooks	Brown 30	Meadows
Page	Schlottach	Schneider	Spreng	Walsh

VACANCIES: 001

Representative Dempsey offered **House Amendment No. 3.**

House Amendment No. 3

AMEND Senate Bill No. 818, Page 1, Section A, Line 2, by inserting after all of said line the following:

"105.470. As used in section 105.473, unless the context requires otherwise, the following words and terms mean:

(1) **"Elected local government official lobbyist", any natural person employed specifically for the purpose of attempting to influence any action by a local government official elected in a county, city, town, or village with an annual operating budget of over ten million dollars;**

(2) "Executive lobbyist", any natural person who acts for the purpose of attempting to influence any action by the executive branch of government or by any elected or appointed official, employee, department, division, agency or board or commission thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment on behalf of or for the benefit of such person's employer; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the executive branch of state government in connection with such activity.

An "executive lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state board, commission, department, division or agency of the executive branch of government or any elected or appointed officer or employee thereof;

b. Preparing, filing or inquiring, or responding to any audit, regarding any tax return, any public document, permit or contract, any application for any permit or license or certificate, or any document required or requested to be filed with the state or a political subdivision;

c. Selling of goods or services to be paid for by public funds, provided that such person is attempting to influence only the person authorized to authorize or enter into a contract to purchase the goods or services being offered for sale;

d. Participating in public hearings or public proceedings on rules, grants, or other matters;

e. Responding to any request for information made by any public official or employee of the executive branch of government;

f. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

g. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee; or

h. Testifying as a witness before a state board, commission or agency of the executive branch;

[(2)] (3) "Expenditure", any payment made or charge, expense, cost, debt or bill incurred; any gift, honorarium or item of value bestowed including any food or beverage; any price, charge or fee which is waived, forgiven, reduced or indefinitely delayed; any loan or debt which is canceled, reduced or otherwise forgiven; the transfer of any item with a reasonably discernible cost or fair market value from one person to another or provision of any service or granting of any opportunity for which a charge is customarily made, without charge or for a reduced charge; except that the term "expenditure" shall not include the following:

(a) Any item, service or thing of value transferred to any person within the third degree of consanguinity of the transferor which is unrelated to any activity of the transferor as a lobbyist;

(b) Informational material such as books, reports, pamphlets, calendars or periodicals informing a public official regarding such person's official duties, or souvenirs or mementos valued at less than ten dollars;

(c) Contributions to the public official's campaign committee or candidate committee which are reported pursuant to the provisions of chapter 130, RSMo;

(d) Any loan made or other credit accommodations granted or other payments made by any person or entity which extends credit or makes loan accommodations or such payments in the regular ordinary scope and course of business, provided that such are extended, made or granted in the ordinary course of such person's or entity's business to persons who are not public officials;

(e) Any item, service or thing of de minimis value offered to the general public, whether or not the recipient is a public official or a staff member, employee, spouse or dependent child of a public official, and only if the grant of the item, service or thing of de minimis value is not motivated in any way by the recipient's status as a public official or staff member, employee, spouse or dependent child of a public official;

(f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;

(g) Any payment, gift, compensation, fee, expenditure or anything of value which is bestowed upon or given to any public official or a staff member, employee, spouse or dependent child of a public official when it is compensation for employment or given as an employment benefit and when such employment is in addition to their employment as a public official;

[(3)] (4) "Judicial lobbyist", any natural person who acts for the purpose of attempting to influence any purchasing decision by the judicial branch of government or by any elected or appointed official or any employee thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment which primary purpose is to influence the judiciary in its purchasing decisions on a regular basis on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation or association; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the judicial branch of state government in connection with attempting to influence such purchasing decisions by the judiciary.

A "judicial lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state court;

b. Participating in public hearings or public proceedings on rules, grants, or other matters;

c. Responding to any request for information made by any judge or employee of the judicial branch of government;

d. Preparing, distributing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic; or

e. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee;

[(4)] (5) "Legislative lobbyist", any natural person who acts for the purpose of attempting to influence the taking, passage, amendment, delay or defeat of any official action on any bill, resolution, amendment, nomination, appointment, report or any other action or any other matter pending or proposed in a legislative committee in either house of the general assembly, or in any matter which may be the subject of action by the general assembly and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment, which primary purpose is to influence legislation on a regular basis, on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the legislative branch of state government in connection with such activity.

A "legislative lobbyist" shall include an attorney at law engaged in activities on behalf of any person unless excluded by any of the following exceptions. A "legislative lobbyist" shall not include any member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Responding to any request for information made by any public official or employee of the legislative branch of government;

b. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

c. Acting within the scope of employment of the legislative branch of government when acting with respect to the general assembly or any member thereof;

d. Testifying as a witness before the general assembly or any committee thereof;

[(5)] (6) "Lobbyist", any natural person defined as an executive lobbyist, judicial lobbyist or a legislative lobbyist;

[(6)] (7) "Lobbyist principal", any person, business entity, governmental entity, religious organization, nonprofit corporation or association who employs, contracts for pay or otherwise compensates a lobbyist;

[(7)] (8) "Public official", any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any agency head, department director or division director of state government or any member of any state board or commission and any designated decision-making public servant designated by persons described in this subdivision.

105.473. 1. Each lobbyist shall, not later than **January fifth of each year, or** five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist [or a] , legislative lobbyist, **or elected local government official lobbyist**, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; entertainment; honoraria; meals, food and beverages; and gifts;

(b) **The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories:**

- a. **Printing and publication expenses;**
- b. **Media and other advertising expenses;**
- c. **Travel;**
- d. **Entertainment;**
- e. **Honoraria;**
- f. **Meals, food, and beverages;**
- g. **Gifts;**

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official **or elected local government official**, such official's staff, employees, spouse or dependent children;

[(c)] (d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:

- a. All members of the senate;
- b. All members of the house of representatives;
- c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate; or
- d. All members of a caucus of the general assembly if the caucus consists of at least ten members, a list of the members of the caucus has been previously filed with the ethics committee of the house or the senate, and such list has been approved by either of such ethics committees;

[(d)] (e) Any expenditure made on behalf of a public official, **an elected local government official**, or [the public] **such** official's staff, employees, spouse or dependent children, if such expenditure is solicited by such [public] official, the [public] official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence;

[(e)] (f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official **or elected local government official**.

The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists.

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty

in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information required pursuant to this section.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government **or any elected local government official** on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed.

This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. The provisions of this section shall supersede any contradicting ordinances or charter provisions."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Bringer offered **House Amendment No. 1 to House Amendment No. 3.**

Representative Flook raised a point of order that **House Amendment No. 1 to House Amendment No. 3** goes beyond the scope of the underlying bill.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Dempsey, **House Amendment No. 3** was adopted.

On motion of Representative Smith (118), **SB 818, as amended**, was read the third time and passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Bringer
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110

Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Bland	Bowman	Boykins	Brooks
Brown 30	Meadows	Spreng		

VACANCIES: 001

Representative Behnen declared the bill passed.

HCS SB 629, relating to transportation sales tax exemption, was taken up by Representative Faith.

Representative Dethrow offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 629, Section 144.030, Page 9, Line 272, by inserting an open bracket “[“ immediately before the word “and”; and

Further amend said line, by inserting a closed bracket “]” immediately after the word “and”; and

Further amend said page, Line 278, by inserting immediately after the word “event” the following:

“; and

(40) All sales of fencing materials used for agricultural purposes”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Salva offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Bill No. 629, Page 1, Line 8, by inserting after the word “purposes” the following:

“used for keeping livestock and other farm animals and non-aesthetic purposes”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Salva moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Hobbs offered **House Amendment No. 2 to House Amendment No. 1.**

House Amendment No. 2 to House Amendment No. 1 was withdrawn.

On motion of Representative Dethrow, **House Amendment No. 1** was adopted.

Representative Cooper (120) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 629, Section A, Line 2, by inserting after said line the following:

“142.817. Motor fuel sold to be used to operate a public mass transportation facility by an interstate transportation authority, a city transit authority, or a city utilities board, as such terms are defined in section 94.600, RSMo, a city, or a not-for-profit corporation providing transportation services to transportation disadvantaged citizens pursuant to state and federal grants, is exempt from the fuel tax imposed by this chapter. The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative LeVota raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

On motion of Representative Cooper (120), **House Amendment No. 2** was adopted.

Representative Smith (118) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 629, Section 144.062, Page 10, Line 25, by inserting after the words, “to the exempt entity.” the words, “**Any savings realized, by the department of transportation or the state highways and transportation commission, from being a tax-exempt entity shall be applied to the unfunded liability of the Missouri Department of Transportation and Highway Patrol Employees' Retirement System and can not be used to supplant the actuarially required contribution payment.**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS SB 629, as amended, with House Amendment No. 3, pending, was laid over.

HCS SS SCS SB 892, relating to financial institutions, was taken up by Representative Cunningham (145).

Representative Stevenson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 892, Section 408.555, Page 12, Line 1, by inserting immediately preceding all of said line the following:

“404.051. 1. The custodian shall collect, hold, maintain, manage, invest and reinvest the custodial property. The custodian may accept a transfer of additional property for the same minor into the custodianship and may consolidate into a single custodianship custodial property received for the same minor from multiple transfers or transferors.

2. The custodian may deliver, pay over to the minor for expenditure by the minor, or expend for the minor's benefit, so much of the custodial property as the custodian determines advisable for the use and benefit of the minor, without court order and without regard to the duty or ability of the custodian in the custodian's individual capacity or of any other person to support the minor, or any other income or property of the minor.

3. Upon the petition of a parent, guardian or conservator of a minor, an adult member of the minor's family, any person interested in the welfare of the minor, or of the minor if the minor has attained the age of fourteen years, the court may order the custodian to expend or to pay over to the minor or the minor's parent, guardian or conservator so much of the custodial property as the court determines advisable for the use and benefit of the minor.

4. Any delivery, payment or expenditure pursuant to subsections 2 and 3 of this section is in addition to, not in substitution for, and does not affect, the obligation of any person to support the minor.

5. (1) To the extent that the custodial property has not been expended, the custodian shall deliver the custodial property in an appropriate manner, free of the custodianship, as follows:

(a) To the minor on attaining the age of twenty-one years, or on attaining the age of eighteen years for custodial property created by a transfer of property from a person other than a donor and the minor requests the property; or

(b) On the minor's death, to the minor's estate.

(2) If the custodian does not deliver the custodial property to the minor or the minor's estate as prescribed in subdivision (1) of this subsection, the minor or the minor's personal representative may petition the court to declare the custodianship terminated and to order delivery of the custodial property to the minor or to the minor's estate free of the custodianship.

(3) To the extent the custodial property is real property, a conveyance and delivery of the real property by the minor after attaining the age at which the minor is entitled to the property free of the custodianship, or by the minor's heirs, or by the minor's personal representative, shall terminate the custodian's powers, duties and rights with respect to the real property.

(4) If the minor is an incapacitated person at the time the minor would otherwise be entitled to receive the custodial property free of the custodianship, the custodian shall deliver the custodial property to the incapacitated

person's conservator. If the incapacitated person has no conservator, the custodian may transfer the custodial property to any adult person or financial institution, including the custodian, as personal custodian for the incapacitated person under any law providing for custodianship of property for incapacitated adult persons.

6. The custodian is under a duty to act in the interest of the minor and to avoid conflicts of interest that impair the custodian's ability to so act. In dealing with the custodial property, the custodian shall observe the degree of care that would be observed by a prudent person dealing with the property and conducting the affairs of another, except that all investments made on or after August 28, 1998, shall be in accordance with the provisions of the Missouri prudent investor act, sections [456.900 to 456.913] **469.900 to 469.913**, RSMo. The custodian is not limited by any other statute restricting investments or expenditures by fiduciaries. If the custodian has special skills or is named custodian on the basis of representations of special skills or expertise, the custodian is under a duty to use those skills. The custodian, in the custodian's discretion and without liability to the minor or the minor's estate, may retain any custodial property received under sections 404.005 to 404.094, and may hold money or securities in the financial institution or brokerage company to which the property was delivered by the transferor.

7. The custodian may invest in and pay premiums out of custodial property for life or endowment insurance policies on the life of the minor or the life of another person in whom the minor has an insurable interest, provided the insurance proceeds will be distributed on the death of the insured life to the minor, the minor's estate or the custodian in the custodian's representative capacity.

8. Subject to the degree of care prescribed in subsection 6 of this section, the custodian, acting in the capacity of custodian for the benefit of the minor, has all rights, power and authority over the custodial property that unmarried, nonincapacitated adult owners have over their own property, except the power to make a gift of the minor's property unless the gift to be made is approved by a court.

9. The custodian at all times shall keep custodial property separate and distinct from all other property in a manner to identify it clearly as custodial property of the minor. Custodial property consisting of an undivided interest in property is sufficiently separate and distinct if the custodian's interest in the property is held as a tenant in common with the other owners of the property and the minor's proportional interest in the property is fixed. Custodial property is sufficiently so identified if it is held in the name of the custodian in the manner prescribed in section 404.707.

10. The custodian may establish checking, savings or other similar accounts with financial institutions and brokers whereby both the custodian and the minor may withdraw money from the account or draw checks against the account. Money withdrawn from an account or checks written against an account by the minor shall be treated as a delivery of custodial property from the custodian to the minor.

11. Subject to the degree of care prescribed in subsection 6 of this section, the custodian, acting in the capacity of custodian and for the benefit of the minor, may borrow money, lend money, acquire by lease the use of property for the minor, lease custodial property and enter into contracts under which the performance required by such agreements may extend beyond the date the custodianship terminates. The custodian shall hold property that is borrowed or leased for the minor as custodial property in the name of the custodian in the manner prescribed in section 404.047.

12. The custodian shall keep records of all transactions with respect to the custodial property, including information necessary for preparation of the minor's tax returns, and make them available for inspection at reasonable intervals by a parent, the minor if the minor has attained the age of fourteen years, an adult member of the minor's family if the minor has no living parent, and a legal representative of the minor.

13. The minor's custodian may comply with an agreement with a transferor of property to the minor, including an agreement respecting investment objectives, expenses, compensation, resignation and naming of successor custodians, to the extent that such agreement does not conflict with the custodian's obligations to the minor under sections 404.005 to 404.094.

404.550. 1. The personal custodian shall collect, hold, maintain, manage, invest and reinvest the custodial property. The personal custodian may accept a transfer of additional property for the same beneficiary into the personal custodianship and may consolidate into a single custodianship custodial property received for the same beneficiary from multiple transfers or transferors.

2. The personal custodian shall deliver, pay over to the beneficiary for expenditure by the beneficiary or expend for the beneficiary's benefit, so much of the custodial property as the beneficiary may from time to time direct. If the beneficiary is an incapacitated person, the personal custodian may deliver, pay over to the beneficiary for expenditure by the beneficiary or expend for the beneficiary's benefit, so much of the custodial property as the personal custodian determines advisable for the use and benefit of the beneficiary and those members of the beneficiary's family who are legally entitled to support by the beneficiary or who were supported by the beneficiary at the time the beneficiary became incapacitated, without court order and without regard to the duty or ability of the personal custodian in the personal

custodian's individual capacity or of any other person to support the beneficiary, or any other income or property of the beneficiary.

3. (1) Upon the petition of the beneficiary, guardian or conservator of an incapacitated beneficiary, an adult member of a beneficiary's family or any person interested in the welfare of the beneficiary, the court may order the personal custodian to expend or to pay over to the beneficiary or the beneficiary's guardian or conservator so much of the custodial property as the court determines advisable for the use and benefit of the beneficiary.

(2) Upon petition of a personal custodian, the beneficiary, an adult member of the beneficiary's family or any person interested in the welfare of the beneficiary, the probate division of the circuit court shall determine and declare whether the beneficiary is a disabled or incapacitated person.

4. Any delivery, payment or expenditure under subsections 2 and 3 of this section is in addition to, not in substitution for, and does not affect the obligation of any person to support the incapacitated beneficiary or the incapacitated beneficiary's dependents.

5. The personal custodian is under a duty to act in the interest of the beneficiary and to avoid conflicts of interest that impair the personal custodian's ability to so act. In dealing with the custodial property, the personal custodian shall follow the investment and other directions of a beneficiary who is not incapacitated and shall observe the degree of care that would be observed by a prudent person dealing with the property and conducting the affairs of another, except that all investments made on or after August 28, 1998, shall be in accordance with the provisions of the Missouri prudent investor act, sections [456.900 to 456.913] **469.900 to 469.913**, RSMo. The personal custodian is not limited by any other statute restricting investments or expenditures by fiduciaries. If the personal custodian has special skills or is named personal custodian on the basis of representation of special skills or expertise, the custodian is under a duty to use those skills. The personal custodian, in the custodian's discretion and without liability to the beneficiary or the beneficiary's estate, may retain any custodial property received under sections 404.400 to 404.650, and may hold money or securities in the financial institution or brokerage company to which the property was delivered by the transferor.

6. The personal custodian may invest in and pay premiums out of custodial property for life or endowment insurance policies on the life of the beneficiary or the life of another person in whom the beneficiary has an insurable interest, provided the insurance proceeds will be distributed on the death of the insured life to the beneficiary, the persons designated by an adult nonincapacitated beneficiary, the beneficiary's estate or the personal custodian in the personal custodian's representative capacity.

7. Subject to the degree of care prescribed in subsection 5 of this section, the personal custodian, acting in the capacity of personal custodian for the benefit of the beneficiary, has all rights, power and authority over the custodial property that unmarried, nonincapacitated adult owners have over their own property, except the power to make a gift of the beneficiary's property (i) unless granted such power by a nonincapacitated beneficiary in a writing signed and dated, and acknowledged or proved and certified in the manner provided by law for conveyances of real estate, or (ii) unless the gift to be made is approved by a court under section 475.094, RSMo.

8. The personal custodian at all times shall keep custodial property separate and distinct from all other property in a manner to identify it clearly as custodial property of the beneficiary. Custodial property consisting of an undivided interest in property is sufficiently separate and distinct if the personal custodian's interest in the property is held as a tenant in common with the other owners of the property and the beneficiary's proportional interest in the property is fixed. Custodial property is sufficiently so identified if it is held in the name of the personal custodian in the manner prescribed in section 404.540.

9. The personal custodian may establish checking, savings or other similar accounts with financial institutions and brokers whereby both the personal custodian and the beneficiary may withdraw money from the account or draw or issue checks or drafts against the account. Money withdrawn from an account or checks written against an account by the beneficiary shall be treated as a delivery of custodial property from the personal custodian to the beneficiary.

10. Subject to the degree of care prescribed in subsection 5 of this section, the personal custodian, acting in the capacity of personal custodian and for the benefit of the beneficiary, may borrow money, lend money, acquire by lease the use of property for the beneficiary, lease custodial property and enter into contracts under which the performance required by such agreements may extend beyond the date the personal custodianship terminates. The personal custodian shall hold property that is borrowed or leased for the beneficiary as custodial property in the name of the personal custodian in the manner prescribed in section 404.540.

11. The personal custodian shall keep records of all transactions with respect to the custodial property, including information necessary for preparation of the beneficiary's tax returns, and make them available for inspection at reasonable intervals by the beneficiary, an adult member of the beneficiary's family if the beneficiary is incapacitated, and a legal representative of the beneficiary.

12. The power, authority, duties and responsibilities of a personal custodian, as provided in sections 404.400 to 404.650, may be modified by the provisions of a written agreement between the transferor or beneficiary and personal custodian.

404.714. 1. An attorney in fact who elects to act under a power of attorney is under a duty to act in the interest of the principal and to avoid conflicts of interest that impair the ability of the attorney in fact so to act. A person who is appointed an attorney in fact under a power of attorney, either durable or not durable, who undertakes to exercise the authority conferred in the power of attorney, has a fiduciary obligation to exercise the powers conferred in the best interests of the principal, and to avoid self-dealing and conflicts of interest, as in the case of a trustee with respect to the trustee's beneficiary or beneficiaries; and in the absence of explicit authorization, the attorney in fact shall exercise a high degree of care in maintaining, without modification, any estate plan which the principal may have in place, including, but not limited to, arrangements made by the principal for disposition of assets at death through beneficiary designations, ownership by joint tenancy or tenancy by the entirety, trust arrangements or by will or codicil. Unless otherwise provided in the power of attorney or in a separate agreement between the principal and attorney in fact, an attorney in fact who elects to act shall exercise the authority granted in a power of attorney with that degree of care that would be observed by a prudent person dealing with the property and conducting the affairs of another, except that all investments made on or after August 28, 1998, shall be in accordance with the provisions of the Missouri prudent investor act, sections [456.900 to 456.913] **469.900 to 469.913**, RSMo. If the attorney in fact has special skills or was appointed attorney in fact on the basis of representations of special skills or expertise, the attorney in fact has a duty to use those skills in the principal's behalf.

2. On matters undertaken or to be undertaken in the principal's behalf and to the extent reasonably possible under the circumstances, an attorney in fact has a duty to keep in regular contact with the principal, to communicate with the principal and to obtain and follow the instructions of the principal.

3. If the principal is not available to communicate in person with the attorney in fact because:

(1) The principal is missing under such circumstances that it is not known whether the principal is alive or dead; or

(2) The principal is captured, interned, besieged or held hostage or prisoner in a foreign country;

the authority of the attorney in fact under a power of attorney, whether durable or not, shall not terminate and the attorney in fact may continue to exercise the authority conferred, faithfully and in the best interests of the principal, until the principal returns or is publicly declared dead by a governmental agency, domestic or foreign, or is presumed dead because of continuous absence of five years as provided in section 472.290, RSMo 1986, or a similar law of the place of the last known domicile of the person whose absence is in question.

4. If, following execution of a power of attorney, the principal is absent or becomes wholly or partially disabled or incapacitated, or if there is a question with regard to the ability or capacity of the principal to give instructions to and supervise the acts and transactions of the attorney in fact, an attorney in fact exercising authority under a power of attorney, either durable or not durable, may consult with any person or persons previously designated by the principal for such purpose, and may also consult with and obtain information from the principal's spouse, physician, attorney, accountant, any member of the principal's family or other person, corporation or government agency with respect to matters to be undertaken in the principal's behalf and affecting the principal's personal affairs, welfare, family, property and business interests.

5. If, following execution of a durable power of attorney, a court appoints a legal representative for the principal, the attorney in fact shall follow the instructions of the court or of the legal representative, and shall communicate with and be accountable to the principal's guardian on matters affecting the principal's personal welfare and to the principal's conservator on matters affecting the principal's property and business interests, to the extent that the responsibilities of the guardian or conservator and the authority of the attorney in fact involve the same subject matter.

6. The authority of an attorney in fact, under a power of attorney that is not durable, is suspended during any period that the principal is disabled or incapacitated to the extent that the principal is unable to receive or evaluate information or to communicate decisions with respect to the subject of the power of attorney; and an attorney in fact exercising authority under a power of attorney that is not durable shall not act in the principal's behalf during any period that the attorney in fact knows the principal is so disabled or incapacitated.

7. An attorney in fact shall exercise authority granted by the principal in accordance with the instrument setting forth the power of attorney, any modification made therein by the principal or the principal's legal representative or a court, and the oral and written instructions of the principal, or the written instructions of the principal's legal representative or a court.

8. An attorney in fact may be instructed in a power of attorney that the authority granted shall not be exercised until, or shall terminate on, the happening of a future event, condition or contingency, as determined in a manner prescribed in the instrument.

9. On the death of the principal, the attorney in fact shall follow the instructions of the court, if any, having jurisdiction over the estate of the principal, or any part thereof, and shall communicate with and be accountable to the principal's personal representative, or if none, the principal's successors; and the attorney in fact shall promptly deliver to and put in the possession and control of the principal's personal representative or successors, any property of the principal and copies of any records of the attorney in fact relating to transactions undertaken in the principal's behalf that are deemed by the personal representative or the court to be necessary or helpful in the administration of the decedent's estate.

10. If an attorney in fact has a property or contract interest in the subject of the power of attorney or the authority of the attorney in fact is otherwise coupled with an interest in a person other than the principal, this section does not impose any duties on the attorney in fact that would conflict or be inconsistent with that interest.”; and

Further amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 892, Section 700.045, Page 13, Line 1, by inserting immediately preceding all of said line the following:

“456.1-103. In sections 456.1-101 to 456.11-1106:

(1) "Action," with respect to an act of a trustee, includes a failure to act.

(2) **"Ascertainable standard" means a standard relating to an individual's health, education, support, or maintenance within the meaning of Section 2041(b)(1)(A) or Section 2541(c)(1) of the Internal Revenue Code.**

(3) "Beneficiary" means a person that:

(a) has a present or future beneficial interest in a trust, vested or contingent; or

(b) in a capacity other than that of trustee, holds a power of appointment over trust property.

[(3)] (4) "Charitable trust" means a trust, or portion of a trust, created for a charitable purpose described in subsection 1 of section 456.4-405.

[(4)] (5) "Conservator" means a person described in subdivision (3) of section 475.010, RSMo. This term does not include a conservator ad litem.

[(5)] (6) "Conservator ad litem" means a person appointed by the court pursuant to the provisions of section 475.097, RSMo.

[(6)] (7) "Environmental law" means a federal, state, or local law, rule, regulation, or ordinance relating to protection of the environment.

[(7)] (8) "Financial institution" means a non-foreign bank, savings and loan or trust company chartered, regulated and supervised by the Missouri division of finance, the office of the comptroller of the currency, the office of thrift supervision, the National Credit Union Administration, or the Missouri division of credit union supervision. The term "non-foreign bank" shall mean a bank that is not a foreign bank within the meaning of subdivision (1) of section 361.005, RSMo.

[(8)] (9) "Guardian" means a person described in subdivision (6) of section 475.010, RSMo. The term does not include a guardian ad litem.

[(9)] (10) "Interested persons" include beneficiaries and any others having a property right in or claim against a trust estate which may be affected by a judicial proceeding. It also includes fiduciaries and other persons representing interested persons. The meaning as it relates to particular persons may vary from time to time and must be determined according to the particular purposes of, and matter involved in, any proceeding.

[(10)] (11) "Interests of the beneficiaries" means the beneficial interests provided in the terms of the trust.

[(11)] (12) "Internal Revenue Code" means the United States Internal Revenue Code of 1986, as in effect on January 1, 2005, or as later amended.

[(12)] (13) "Jurisdiction," with respect to a geographic area, includes a state or country.

[(13)] (14) "Person" means an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, government; governmental subdivision, agency, or instrumentality; public corporation, or any other legal or commercial entity.

[(14)] (15) "Permissible distributee" means a beneficiary who is currently eligible to receive distributions of trust income or principal, whether mandatory or discretionary.

[(15)] (16) "Power of withdrawal" means a presently exercisable [general] power of [appointment other than a power exercisable only upon consent of the trustee or a person holding an adverse interest] **a beneficiary to withdraw assets from the trust without the consent of the trustee or any other person.**

[(16)] (17) "Principal place of administration" of a trust is the trustee's usual place of business where the records pertaining to the trust are kept, or the trustee's residence if the trustee has no such place of business, unless otherwise designated by the terms of the trust as provided in section 456.1-108. In the case of cotrustees, the principal place of administration is, in the following order of priority:

- (a) The usual place of business of the corporate trustee if there is but one corporate cotrustee;
- (b) The usual place of business or residence of the trustee who is a professional fiduciary if there is but one such trustee and no corporate cotrustee; or
- (c) The usual place of business or residence of any of the cotrustees.

[(17)] (18) "Professional fiduciary" means an individual who represents himself or herself to the public as having specialized training, experience or skills in the administration of trusts.

[(18)] (19) "Property" means anything that may be the subject of ownership, whether real or personal, legal or equitable, or any interest therein.

[(19)] (20) "Qualified beneficiary" means a beneficiary who, on the date the beneficiary's qualification is determined:

- (a) is a permissible distributee;
- (b) would be a permissible distributee if the interests of the permissible distributees described in paragraph (a) of this subdivision terminated on that date; or
- (c) would be a permissible distributee if the trust terminated on that date.

[(20)] (21) "Record" means information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form.

[(21)] (22) "Revocable," as applied to a trust, means [revocable by the settlor] **that the settlor has the legal power to revoke the trust** without the consent of the trustee or a person holding an adverse interest, **regardless of whether the settlor has the mental capacity to do so in fact.**

[(22)] (23) "Settlor" means a person, including a testator, who creates, or contributes property to, a trust. If more than one person creates or contributes property to a trust, each person is a settlor of the portion of the trust property attributable to that person's contribution except to the extent another person has the power to revoke or withdraw that portion pursuant to the terms of the trust.

[(23)] (24) "Sign" means, with present intent to authenticate or adopt a record:

- (a) to execute or adopt a tangible symbol; or
- (b) to attach to or logically associate with the record an electronic sound, symbol, or process.

[(24)] (25) "Spendthrift provision" means a term of a trust which restrains either the voluntary or involuntary transfer or both the voluntary and involuntary transfer of a beneficiary's interest.

[(25)] (26) "State" means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States. The term includes an Indian tribe or band recognized by federal law or formally acknowledged by a state.

[(26)] (27) "Terms of a trust" means the manifestation of the settlor's intent regarding a trust's provisions as expressed in the trust instrument or as may be established by other evidence that would be admissible in a judicial proceeding.

[(27)] (28) "Trust instrument" means an instrument executed by the settlor that contains terms of the trust, including any amendments thereto.

[(28)] (29) "Trustee" includes an original, additional, and successor trustee, and a cotrustee.

456.1-105. 1. Except as otherwise provided in the terms of the trust, sections 456.1-101 to 456.11-1106 govern the duties and powers of a trustee, relations among trustees, and the rights and interests of a beneficiary.

2. The terms of a trust prevail over any provision of sections 456.1-101 to 456.11-1106 except:

- (1) the requirements for creating a trust;
- (2) the duty of a trustee to act in good faith and in accordance with the purposes of the trust;
- (3) the requirement that a trust and its terms be for the benefit of its beneficiaries;
- (4) the power of the court to modify or terminate a trust under section 456.4-410, subsection 3 of section 456.4B-411, and sections 456.4-412 to 456.4-416;
- (5) the effect of a spendthrift provision and the rights of certain creditors and assignees to reach a trust as provided in sections 456.5-501 to 456.5-507;
- (6) the power of the court under section 456.7-702 to require, dispense with, or modify or terminate a bond;
- (7) the power of the court under subsection 2 of section 456.7-708 to adjust a trustee's compensation specified in the terms of the trust which is unreasonably low or high;

(8) **subject to subsection 3 of this section**, the duty of a trustee of an irrevocable trust to notify [the] each permissible [distributees of an irrevocable trust who have] **distributee who has** attained **the age of** twenty-one years [of age] of the existence of the trust and of [their] **that permissible distributee's** rights to request trustee's reports and other information reasonably related to the administration of the trust;

(9) the duty to respond to the request of a qualified beneficiary of an irrevocable trust for trustee's reports and other information reasonably related to the administration of [a] **the** trust;

(10) the effect of an exculpatory term under section 456.10-1008;

(11) the rights under sections 456.10-1010 to 456.10-1013 of a person other than a trustee or beneficiary;

(12) periods of limitation for commencing a judicial proceeding;

(13) the power of the court to take such action and exercise such jurisdiction as may be necessary in the interests of justice; and

(14) the venue for a judicial proceeding as provided in section 456.2-204.

3. For purposes of subdivision (8) of subsection 2 of this section, the settlor may designate by the terms of the trust one or more permissible distributees to receive notification of the existence of the trust and of the right to request trustee's reports and other information reasonably related to the administration of the trust in lieu of providing the notice, information or reports to any other permissible distributee who is an ancestor of lineal descendant or the designated permissible distributee.

456.1-110. 1. A specified charitable organization or a person appointed to enforce a trust created for the care of an animal or another noncharitable purpose as provided in sections 456.4-408 or 456.4-409 has the rights of a qualified beneficiary under sections 456.1-101 to 456.11-1106.

2. Except with respect to [section 456.4B-411] **sections 456.1-108 and 456.4-411B**, the attorney general of this state has the rights of a qualified beneficiary with respect to an interest in a charitable trust having its principal place of administration in this state if:

(1) a specified charitable organization is not entitled to a distribution from such interest; and

(2) distributions from the interest are payable in a manner that, if payable to an identifiable charitable entity, would qualify that entity as a specified charitable organization.

3. In this section a "specified charitable organization" means an identifiable charitable entity, **the interest of which is not otherwise subject to any power of appointment or other power of termination**, that, on the date that entity's qualification is determined:

(a) is a permissible distributee;

(b) would be a permissible distributee if the interests of the permissible distributees terminated on that date;

or

(c) would be a permissible distributee if the trust terminated on that date.

4. No provision of this section shall limit the authority of the attorney general of this state to supervise and control charitable organizations.

456.1-112. 1. If a settlor's marriage is dissolved or annulled, any beneficial terms of a trust in favor of the settlor's former spouse or any fiduciary appointment of the settlor's former spouse is revoked on the date the marriage is dissolved or annulled, whether or not the terms of the trust refer to marital status. The terms of the trust shall be given effect as if the former spouse had died immediately before the date the dissolution or annulment became final. This subsection shall also apply to any beneficial interest or fiduciary appointment in favor of a relative of the settlor's former spouse as if such relative were the former spouse.

2. Subsection 1 of this section does not apply to the terms of a trust that provide any beneficial interest or fiduciary appointment for a former spouse or a relative of a former spouse that was created after the marriage was dissolved or annulled, or that expressly states that marriage dissolution or annulment shall not affect the designation of a former spouse or relative of a former spouse as a beneficiary or a fiduciary of the trust.

3. A court may order or the settlor and the spouse may agree before, during, or after the marriage in a binding contract or settlement agreement that subsection 1 of this section does not apply to a beneficial interest or fiduciary appointment.

4. Any terms of a trust revoked solely by this section are revived by the settlor's remarriage to the former spouse or by a nullification of the marriage dissolution or annulment.

5. In this section, "a relative of the settlor's former spouse" means an individual who is related to the settlor's former spouse by blood, adoption or affinity and who, after the divorce or annulment, is not related to the settlor by blood, adoption or affinity.

6. The provisions of this section shall not apply to any trust for which a gift tax marital deduction has been claimed or allowed under Section 2523 of the Internal Revenue Code. The provisions of this section shall not apply in a manner that would result in either:

- (a) a transfer to a trust being treated as an incomplete gift for federal gift tax purposes; or**
- (b) inclusion of assets of a trust in the gross estate of a settlor for federal estate tax purposes.**

456.2-204. 1. Venue for judicial proceedings involving [the internal affairs of a] trust **administration** shall be:

(1) For a trust then registered in this state, in the probate division of the circuit court where the trust is registered; or

(2) For a trust not then registered in this state, in the probate division of the circuit court where the trust could properly be registered; or

(3) For a trust not then registered in this state and which cannot properly be registered in this state, in accordance with the rules of civil procedure.

2. Where a judicial proceeding under this chapter could be maintained in more than one place in this state, the court in which the proceeding is first commenced has the exclusive right to proceed.

3. If proceedings concerning the same trust are commenced in more than one court of this state, the court in which the proceeding was first commenced shall continue to hear the matter, and the other courts shall hold the matter in abeyance until the question of venue is decided, and if the court in which the proceeding was first commenced determines that venue is properly in another court, it shall transfer the proceeding to the other court.

4. If a court finds that in the interest of justice a proceeding or a file should be located in another court of this state, the court making the finding may transfer the proceeding or file to the other court.

456.3-301. 1. Notice to a person who may represent and bind another person under sections 456.3-301 to 456.3-305 has the same effect as if notice were given directly to the other person.

2. The consent of a person who may represent and bind another person under sections 456.3-301 to 456.3-305 is binding on the person represented unless the person represented objects to the representation before the consent would otherwise have become effective.

3. Except as otherwise provided in sections 456.4A-411 and 456.6-602, a person who under sections 456.3-301 to 456.3-305 may represent a settlor who lacks capacity may receive notice and give a binding consent on the settlor's behalf.

4. A settlor may not represent and bind a beneficiary under sections 456.3-301 to 456.3-305 with respect to the termination or modification of a trust under section 456.4-411A.

456.3-304. **1. Unless otherwise represented, a minor, incapacitated, or unborn individual, or a person whose identity or location is unknown and not reasonably ascertainable, may be represented by and bound by another having a substantially identical interest with respect to the particular question or dispute, but only to the extent there is no conflict of interest between the representative and the person represented with respect to a particular question or dispute.**

2. Unless otherwise represented, a beneficiary who is not a qualified beneficiary may be represented by and bound by a qualified beneficiary having a substantially identical interest with respect to the particular question or dispute, but only to the extent there is no conflict of interest with respect to the particular question or dispute between the representative and the person represented, in any court proceeding under subsection 2 of section 456.4-412, or in a nonjudicial settlement agreement entered into under section 456.1-111 in lieu of such a court proceeding.

456.4-401. A trust may be created by:

(1) transfer of property to another person as trustee during the settlor's lifetime or by will or other disposition taking effect upon the settlor's death;

(2) declaration by the owner of property that the owner holds identifiable property as trustee;

(3) exercise of a power of appointment in favor of a trustee; or

(4) a court under section 475.092, 475.093, or 511.030, RSMo, **or 42 U.S.C. Section 1396p(d)(4).**

456.4-402. 1. Other than for a trust created by section 475.092, 475.093, or 511.030, RSMo, **or 42 U.S.C. Section 1396p(d)(4), a trust is created only if:**

(1) the settlor has capacity to create a trust;

- (2) the settlor indicates an intention to create the trust;
- (3) the trust has a definite beneficiary or is:
 - (a) a charitable trust;
 - (b) a trust for the care of an animal, as provided in section 456.4-408; or
 - (c) a trust for a noncharitable purpose, as provided in section 456.4-409;
- (4) the trustee has duties to perform; and
- (5) the same person is not the sole trustee and sole beneficiary.

2. A beneficiary is definite if the beneficiary can be ascertained now or in the future, subject to any applicable rule against perpetuities.

3. A power in a trustee to select a beneficiary from an indefinite class is valid. If the power is not exercised within a reasonable time, the power fails and the property subject to the power passes to the persons who would have taken the property had the power not been conferred.

456.4-411A. 1. **Except for a trust established by a court under section 475.092, 475.093, 511.033, RSMo, or 42 U.S.C. Section 1396p(d)(4),** a noncharitable irrevocable trust may be modified or terminated upon consent of the settlor and all beneficiaries, without court approval, even if the modification or termination is inconsistent with a material purpose of the trust. A settlor's power to consent to a trust's termination or modification may be exercised by an agent under a power of attorney only to the extent expressly authorized by the power of attorney or the terms of the trust; by the settlor's conservator with the approval of the court supervising the conservatorship if an agent is not so authorized; or by the settlor's conservator ad litem with the approval of the court if an agent is not so authorized and a conservator has not been appointed.

2. Upon termination of a trust under subsection 1 of this section, the trustee shall distribute the trust property as agreed by the beneficiaries.

3. If not all of the beneficiaries consent to a proposed modification or termination of the trust under subsection 1 of this section, the modification or termination may be approved by the court if the court is satisfied that:

- (1) if all of the beneficiaries had consented, the trust could have been modified or terminated under subsection 1 of this section; and
- (2) the interests of a beneficiary who does not consent will be adequately protected.

456.4-411B. 1. When all of the adult beneficiaries having the capacity to contract consent, the court may, upon finding that the interest of any nonconsenting beneficiary will be adequately protected, modify the terms of a noncharitable irrevocable trust so as to reduce or eliminate the interests of some beneficiaries and increase those of others, change the times or amounts of payments and distributions to beneficiaries, or provide for termination of the trust at a time earlier or later than that specified by its terms. The court may at any time upon its own motion appoint a representative pursuant to section 456.3-305 to represent a nonconsenting beneficiary. The court shall appoint such a representative upon the motion of any party, unless the court determines such an appointment is not appropriate under the circumstances.

2. Upon termination of a trust under subsection 1 of this section, the trustee shall distribute the trust property as directed by the court.

3. If a trust cannot be terminated or modified under subsection 1 of this section because not all adult beneficiaries having capacity to contract consent or the terms of the trust prevent such modification or termination, the modification or termination may be approved by the court if the court is satisfied that the interests of a beneficiary, other than the settlor, who does not consent will be adequately protected, modification or termination will benefit a living settlor who is also a beneficiary, and:

- (1) in the case of a termination, the party seeking termination establishes that continuance of the trust is not necessary to achieve any material purpose of the trust; or
- (2) in the case of a modification, the party seeking modification establishes that the modification is not inconsistent with a material purpose of the trust, and the modification is not specifically prohibited by the terms of the trust.

4. This section shall apply to trusts created **under trust instruments that become irrevocable** on or after January 1, 2005. The provisions of section 456.590 shall apply to all trusts **that were created under trust instruments that become irrevocable** prior to January 1, 2005.

456.5-501. **Except as otherwise provided in sections 456.5-506 to 456.5-507,** to the extent a beneficiary's interest is not [protected by] **subject to a spendthrift provision,** an assignee or a judgment creditor of the beneficiary may, without court order, reach the beneficiary's interest by attachment of present or future distributions to or for the benefit

of the beneficiary or other means. The court may limit the award to such relief as is appropriate under the circumstances.

456.5-504. 1. [Except as otherwise provided in section 456.5-503, whether or not a trust contains a spendthrift provision, a creditor of a beneficiary may not compel a distribution that is subject to the trustee's discretion, even if:

(1) the discretion is expressed in the form of a standard of distribution; or
(2) the trustee has abused the discretion.] **A beneficiary's interest in a trust that is subject to the trustee's discretion does not constitute an interest in property or an enforceable right even if the discretion is expressed in the form of a standard of distribution or the beneficiary is then serving as a trustee or co-trustee. A creditor or other claimant may not attach present or future distributions from such an interest or right, obtain an order from a court forcing the judicial sale of the interest or compelling the trustee to make distributions, or reach the interest or right by any other means, even if the trustee has abused the trustee's discretion.**

2. This section does not limit the right of a beneficiary to maintain a judicial proceeding against a trustee for an abuse of discretion or failure to comply with a standard for distribution.

3. This section applies whether or not an interest is subject to a spendthrift provision.

4. For purposes of this section, a beneficiary's interest in a trust is subject to the trustee's discretion if that interest does not constitute a mandatory distribution as defined in subsection 1 of section 456.5-506.

456.5-506. 1. As used in this section, "mandatory distribution" means a distribution of income or principal which the trustee is required to make to a beneficiary under the terms of the trust, including a distribution upon termination of the trust. The term does not include a distribution subject to the exercise of the trustee's discretion even if (1) the discretion is expressed in the form of a standard of distribution, or (2) the terms of the trust authorizing a distribution couple language of discretion with language of direction.

2. Whether or not a trust contains a spendthrift provision, a creditor or assignee of a beneficiary may reach a mandatory distribution of income or principal, including a distribution upon termination of the trust, if the trustee has not made the distribution to the beneficiary within a reasonable time after the required distribution date.

456.7-703. 1. Cotrustees shall act by majority decision.

2. If a vacancy occurs in a cotrusteeship, the remaining cotrustees may act for the trust.

3. A cotrustee must participate in the performance of a trustee's function unless the cotrustee is unavailable to perform the function because of absence, illness, disqualification under other law, or other temporary incapacity or the cotrustee has properly delegated the performance of the function to another trustee.

4. If a cotrustee is unavailable to perform duties because of absence, illness, disqualification under other law, or other temporary incapacity, and prompt action is necessary to achieve the purposes of the trust or to avoid injury to the trust property, the remaining cotrustee or a majority of the remaining cotrustees may act for the trust.

5. A trustee may [not] delegate to a cotrustee the performance of a function [the settlor reasonably expected the trustees to perform jointly] **in accordance with subsection 1 of section 456.8-807.** Unless a delegation was irrevocable, a trustee may revoke a delegation previously made.

6. Except as otherwise provided in subsection 7 of this section, a trustee who does not join in an action of another trustee is not liable for the action.

7. Each trustee shall exercise reasonable care to:

- (1) prevent a cotrustee from committing a serious breach of trust; and
- (2) compel a cotrustee to redress a serious breach of trust.

8. A dissenting trustee who joins in an action at the direction of the majority of the trustees and who notified any cotrustee of the dissent at or before the time of the action is not liable for the action unless the action is a serious breach of trust.

456.8-813. 1. **(1) A trustee shall keep the qualified beneficiaries of the trust reasonably informed about the administration of the trust and of the material facts necessary for them to protect their interests. A trustee shall be presumed to have fulfilled this duty if the trustee complies with the notice and information requirements prescribed in subsections 2 to 7 of this section.**

(2) Unless unreasonable under the circumstances, a trustee shall promptly respond to a beneficiary's request for information related to the administration of the trust.

2. A trustee:

- (1) upon request of a beneficiary, shall promptly furnish to the beneficiary a copy of the trust instrument;
- (2) within 60 days after accepting a trusteeship, shall notify the qualified beneficiaries of the acceptance and of the trustee's name, address, and telephone number;

(3) within sixty days after the date the trustee acquires knowledge of the creation of an irrevocable trust, or the date the trustee acquires knowledge that a formerly revocable trust has become irrevocable, whether by the death of the settlor or otherwise, shall notify the qualified beneficiaries of the trust's existence, of the identity of the settlor or settlors, of the right to request a copy of the trust instrument, and of the right to a trustee's report as provided in subsection 3 of this section; and

(4) shall notify the qualified beneficiaries in advance of any change in the method or rate of the trustee's compensation. [Subdivisions (2) and (3) of this subsection do not apply to a trust that became irrevocable before January 1, 2005.]

3. A trustee shall send to the permissible distributees of trust income or principal, and to other beneficiaries who request it, at least annually and at the termination of the trust, a report of the trust property, liabilities, receipts, and disbursements, including the source and amount of the trustee's compensation, a listing of the trust assets and, if feasible, their respective market values. Upon a vacancy in a trusteeship, unless a cotrustee remains in office, a report must be sent to the qualified beneficiaries by the former trustee. A personal representative, conservator, or guardian may send the qualified beneficiaries a report on behalf of a deceased or incapacitated trustee.

4. A beneficiary may waive the right to a trustee's report or other information otherwise required to be furnished under this section. A beneficiary, with respect to future reports and other information, may withdraw a waiver previously given.

5. A trustee may charge a reasonable fee to a beneficiary for providing information under this section.

6. The request of any beneficiary for information under any provision of this section shall be with respect to a single trust that is sufficiently identified to enable the trustee to locate the records of the trust.

7. If the trustee is bound by any confidentiality restrictions with respect to an asset of a trust, any beneficiary who is eligible to receive information pursuant to this section about such asset shall agree to be bound by the confidentiality restrictions that bind the trustee before receiving such information from the trustee.

8. This section does not apply to a trust created under a trust instrument that became irrevocable before January 1, 2005, and the law in effect prior to January 1, 2005, regarding the subject matter of this section shall continue to apply to those trusts.

456.8-814. 1. Notwithstanding the [breadth of discretion granted to a trustee in the terms of the trust, including the] use of such terms as "absolute," "sole," or "uncontrolled," **in the exercise of discretion under an ascertainable standard**, the trustee shall exercise [a] **such** discretionary power in good faith and in accordance with the terms and purposes of the trust and the interests of the beneficiaries.

2. Subject to subsection 4 of this section, and unless the terms of the trust expressly indicate that a rule in this subsection does not apply:

(1) a person other than a settlor who is a beneficiary and trustee of a trust that confers on the trustee a power to make discretionary distributions to or for the trustee's personal benefit may exercise the power only in accordance with an ascertainable standard [relating to the trustee's individual health, education, support, or maintenance within the meaning of Section 2041(b)(1)(A) or 2514(c)(1) of the Internal Revenue Code];

(2) a trustee may not exercise a power to make discretionary distributions to satisfy a legal obligation of support that the trustee personally owes another person; and

(3) for purposes of this subsection 2 of this section, the term "trustee" shall include a person who is deemed to have any power of a trustee, whether because such person has the right to remove or replace any trustee, because a reciprocal trust or power doctrine applies, or for any other reason.

3. A power whose exercise is limited or prohibited by subsection 2 may be exercised by a majority of the remaining trustees whose exercise of the power is not so limited or prohibited. If the power of all trustees is so limited or prohibited, the court may appoint a special fiduciary with authority to exercise the power.

4. Subsection 2 of this section does not apply to:

(1) a power held by the settlor's spouse who is the trustee of a trust for which a marital deduction, as defined in Section 2056(b)(5) or 2523(b)(5) of the Internal Revenue Code was previously allowed;

(2) any trust during any period that the trust may be revoked or amended by its settlor; or

(3) a trust if contributions to the trust qualify for the annual exclusion under Section 2503(c) of the Internal Revenue Code.

456.8-816. Without limiting the authority conferred by section 456.8-815, a trustee may:

(1) collect trust property and accept or reject additions to the trust property from a settlor or any other person;

(2) acquire or sell property in divided or undivided interests, for cash or on credit, at public or private sale;

(3) exchange, partition, or otherwise change the character of trust property;

- (4) deposit trust money in an account in a financial institution;
- (5) borrow money, with or without security, and mortgage or pledge trust property for a period within or extending beyond the duration of the trust;
- (6) with respect to an interest in a proprietorship, partnership, limited liability company, business trust, corporation, or other form of business or enterprise, continue the business or other enterprise and take any action that may be taken by shareholders, members, or property owners, including merging, dissolving, or otherwise changing the form of business organization or contributing additional capital;
- (7) with respect to stocks or other securities, exercise the rights of an absolute owner, including the right to:
 - (a) vote, or give proxies to vote, with or without power of substitution, or enter into or continue a voting trust agreement;
 - (b) hold a security in the name of a nominee or in other form without disclosure of the trust so that title may pass by delivery;
 - (c) pay calls, assessments, and other sums chargeable or accruing against the securities, and sell or exercise stock subscription or conversion rights; and
 - (d) deposit the securities with a depository or other financial institution;
- (8) with respect to an interest in real property, construct, or make ordinary or extraordinary repairs to, alterations to, or improvements in, buildings or other structures, demolish improvements, raze existing or erect new party walls or buildings, subdivide or develop land, dedicate land to public use or grant public or private easements, and make or vacate plats and adjust boundaries;
- (9) enter into a lease for any purpose as lessor or lessee, including a lease or other arrangement for exploration and removal of natural resources, with or without the option to purchase or renew, for a period within or extending beyond the duration of the trust;
- (10) grant an option involving a sale, lease, or other disposition of trust property or acquire an option for the acquisition of property, including an option exercisable beyond the duration of the trust, and exercise an option so acquired;
- (11) insure the property of the trust against damage or loss and insure the trustee, the trustee's agents, and beneficiaries against liability arising from the administration of the trust;
- (12) abandon or decline to administer property of no value or of insufficient value to justify its collection or continued administration;
- (13) with respect to possible liability for violation of environmental law:
 - (a) inspect or investigate property the trustee holds or has been asked to hold, or property owned or operated by an organization in which the trustee holds or has been asked to hold an interest, for the purpose of determining the application of environmental law with respect to the property;
 - (b) take action to prevent, abate, or otherwise remedy any actual or potential violation of any environmental law affecting property held directly or indirectly by the trustee, whether taken before or after the assertion of a claim or the initiation of governmental enforcement;
 - (c) decline to accept property into trust or disclaim any power with respect to property that is or may be burdened with liability for violation of environmental law;
 - (d) compromise claims against the trust which may be asserted for an alleged violation of environmental law; and
 - (e) pay the expense of any inspection, review, abatement, or remedial action to comply with environmental law;
- (14) pay or contest any claim, settle a claim by or against the trust, and release, in whole or in part, a claim belonging to the trust;
- (15) pay taxes, assessments, compensation of the trustee and of employees and agents of the trust, and other expenses incurred in the administration of the trust;
- (16) exercise elections with respect to federal, state, and local taxes;
- (17) select a mode of payment under any employee benefit or retirement plan, annuity, or life insurance payable to the trustee, exercise rights thereunder, including exercise of the right to indemnification for expenses and against liabilities, and take appropriate action to collect the proceeds;
- (18) make loans out of trust property, including loans to a beneficiary on terms and conditions the trustee considers to be fair and reasonable under the circumstances, and the trustee has a lien on future distributions for repayment of those loans;
- (19) pledge trust property to guarantee or secure loans made by others to a beneficiary;

(20) appoint a trustee to act in another jurisdiction with respect to trust property located in the other jurisdiction, confer upon the appointed trustee all of the powers and duties of the appointing trustee, require that the appointed trustee furnish security, and remove any trustee so appointed;

(21) pay an amount distributable to a beneficiary who is under a legal disability or who the trustee reasonably believes is incapacitated, by paying it directly to the beneficiary or applying it for the beneficiary's benefit, or by:

(a) paying it to the beneficiary's conservator or, if the beneficiary does not have a conservator, the beneficiary's guardian;

(b) paying it to the beneficiary's custodian under the Missouri transfers to minors law under sections 404.005 to 404.094, RSMo, or a personal custodian under sections 404.400 to 404.650, RSMo, and, for that purpose, creating a custodianship or custodial trust;

(c) if the trustee does not know of a conservator, guardian, custodian, or custodial trustee, paying it to an adult relative or other person having legal or physical care or custody of the beneficiary, to be expended on the beneficiary's behalf; or

(d) managing it as a separate fund on the beneficiary's behalf, subject to the beneficiary's continuing right to withdraw the distribution;

(22) on distribution of trust property or the division or termination of a trust, make distributions in divided or undivided interests, allocate particular assets in proportionate or disproportionate shares, value the trust property for those purposes, and adjust for resulting differences in valuation;

(23) resolve a dispute concerning the interpretation of the trust or its administration by mediation, arbitration, or other procedure for alternative dispute resolution;

(24) prosecute or defend an action, claim, or judicial proceeding in any jurisdiction to protect trust property and the trustee in the performance of the trustee's duties;

(25) **to engage and compensate attorneys, accountants, investment advisors, or other agents, and to delegate to them trustee's duties and functions in accordance with the provisions of section 456.8-807;**

(26) sign and deliver contracts and other instruments that are useful to achieve or facilitate the exercise of the trustee's powers[.] ;

[(26)] (27) on termination of the trust, exercise the powers appropriate to wind up the administration of the trust and distribute the trust property to the persons entitled to it; and

[(27)] (28) to invest and reinvest trust assets in accordance with sections 469.900 to 469.913, RSMo; including investing and reinvesting in securities or obligations of any state or its political subdivisions, including securities or obligations that are underwritten by the trustee or an affiliate of the trustee or a syndicate in which the trustee or an affiliate of the trustee is a member which meet the standards established by the division of finance pursuant to subsection 5 of section 362.550, RSMo.

469.600. The doctrine of worthier title and the Rule in Bingham's case is abolished as a rule of law and as a rule of construction. Language in a governing instrument describing the beneficiaries of a disposition as the transferor's "heirs", "heirs at law", "next of kin", "distributees", "relatives", or "family", or language of similar import does not create or presumptively create a reversionary interest in the transferor.

473.333. If it appears that there is a surplus of money in the hands of the personal representative that will not shortly be required for the expenses of administration, or payment of claims, taxes or other required disbursements, the personal representative shall make such investment of the money on or after August 28, 1998, in accordance with the provisions of the Missouri prudent investor act, sections [456.900 to 456.913] **469.900 to 469.913**, RSMo. The personal representative may also, without an order of court, invest in (1) direct obligations of, or obligations unconditionally guaranteed as to principal and interest, by the United States, or (2) accounts of savings and loan associations to the extent the accounts are insured by the Federal Savings and Loan Insurance Corporation, without inquiry as to whether the investment is reasonable and prudent. An order of court authorizing investments pursuant to this section does not relieve a personal representative or his sureties of responsibility and liability if the investment made is not in fact in accordance with the Missouri prudent investor act, sections [456.900 to 456.913] **469.900 to 469.913**, RSMo.

473.787. 1. While letters testamentary or of administration authorizing independent administration of the estate are in force, the personal representative therein named is an independent personal representative and his administration of the estate is an independent administration, and all actions taken on or after August 28, 1996, shall be in accordance with the provisions of the Missouri prudent investor act, sections [456.900 to 456.913] **469.900 to 469.913**, RSMo.

2. An independent personal representative shall proceed expeditiously with the settlement and distribution of the estate in accordance with the applicable provisions of this chapter and, except as otherwise specified by the

provisions of sections 473.780 to 473.843, shall do so without adjudication, order, or direction of the court, but he may invoke the jurisdiction of the court, in proceedings authorized by this code, to resolve questions concerning the estate or its administration or distribution.

3. Unless he is a member in good standing of the Missouri bar, an independent personal representative, because he owes a fiduciary duty to the persons interested in the estate, shall secure the advice and services of an attorney, who is not a salaried employee of the personal representative, on legal questions arising in connection with:

- (1) The application for and issuance of letters testamentary or of administration;
- (2) The collection, investment and preservation of assets;
- (3) The inventory;
- (4) The allowance, disallowance, compromise and payment of claims;
- (5) The making of tax returns;
- (6) The transfer and encumbrance of property of the estate;
- (7) The interpretation of the will and of the intestacy laws;
- (8) The scheme and making of distribution; and
- (9) The closing of the estate.

475.092. 1. If it is established in a proceeding conducted in [the] a manner [prescribed for] **similar to a proceeding for the** appointment of a conservator of the estate that a person is a minor or disabled, **or is blind or has a physical or mental disability as defined under state or federal law**, the court, without appointing a conservator, may authorize, direct or ratify any transaction necessary or desirable to achieve any security, service, or care arrangement meeting the foreseeable needs of the [minor or disabled] person.

2. When it has been established in such a proceeding that the person is a minor or disabled, **or is blind or has a physical or mental disability as defined under state or federal law**, the court, without appointing a conservator, may authorize, direct or ratify any contract or other transaction relating to the [minor or disabled] person's financial affairs or involving such person's estate if the court determines that the transaction is in the best interests of the [minor or disabled] person and if such action would otherwise be within the power of the court [pursuant to this chapter]. A transaction pursuant to this section may include the establishment by the court or other grantor of an inter vivos trust, **including a trust that complies with the provisions of 42 U.S.C. Section 1396p(d)(4)**, on behalf of the [minor or disabled] person provided that upon such person's death, after the payment of trustees' fees, [the state of Missouri shall first receive all amounts remaining in the trust up to an amount equal to the total medical assistance paid on such person's behalf pursuant to a state plan as provided in Title 42 of the United States Code] **any payments to the state Medicaid agency that are required by the provisions of 42 U.S.C. Section 1396p(d)(4) are made** and, provided further, that any creditor of the [minor or disabled] person other than the state of Missouri shall also be paid all sums due for such person's care, maintenance and support, to the extent trust property is sufficient therefor, and, provided, such trust shall terminate upon such person's death and any amounts remaining in the trust after the foregoing payments shall be distributed to [such decedent's estate] **the remainder beneficiaries designated in the trust or as designated pursuant to the exercise of a power of appointment set forth in the trust. This section shall not be interpreted to require all such trusts to be established by a court proceeding.**

3. Before approving a protective arrangement or other transaction pursuant to this section, the court shall consider the interests of creditors and dependents of the [minor or disabled] person and, in view of such person's disability, whether such person needs the continuing protection of a conservator. The court may appoint a special conservator to assist in the accomplishment of any protective arrangement or other transaction authorized pursuant to this section who shall have the authority conferred by the order and serve until discharged by order after report to the court of all matters done pursuant to the order of appointment.

4. Notwithstanding any other law to the contrary, the trustee of any trust created or approved by a Missouri court [for a minor or disabled person] prior to August 28, 1999, **for the benefit of a person who is a minor or disabled, or is blind or has a physical or mental disability as defined under state or federal law** shall not be liable to the state of Missouri or to any creditor of such person if, on August 28, 1999, the trust does not have sufficient assets to reimburse the state of Missouri for medical assistance paid on such person's behalf pursuant to a state plan as provided in Title 42 of the United States Code or to reimburse a creditor for sums due for such person's care, maintenance and support. Any such trust which is in existence as of August 28, 1999, shall be subject to subsection 2 of this section, as amended, notwithstanding any provisions of such trust to the contrary. The trustee shall not be liable for any distributions or payments made prior to August 28, 1999, pursuant to the terms of such trust.

475.130. 1. Conservator of the estate of a minor or disabled person shall, under supervision of the court, protect, preserve and manage the estate, invest it, on or after August 28, 1998, in accordance with the provisions of the

Missouri prudent investor act, sections [456.900 to 456.913] **469.900 to 469.913**, RSMo, apply it as provided in this code, account for it faithfully, perform all other duties required of him by law, and at the termination of the conservatorship deliver the assets of the protectee to the persons entitled thereto. In protecting, preserving and managing the estate, the conservator of the estate is under a duty to use the degree of care, skill and prudence which an ordinarily prudent man uses in managing the property of, and conducting transactions on behalf of, others. If a conservator of the estate has special skills or is appointed on the basis of representations of special skills or expertise, he is under a duty to use those skills in the conduct of the protectee's affairs. A conservator of the estate is under a duty to act in the interest of the protectee and to avoid conflicts of interest which impair his ability so to act.

2. The conservator of the estate shall take possession of all of the protectee's real and personal property, and of rents, income, issue and profits therefrom, whether accruing before or after his appointment, and of the proceeds arising from the sale, mortgage, lease or exchange thereof. Subject to such possession, the title to all such estate, and to the increment and proceeds thereof, is in the protectee and not in the conservator. Upon a showing that funds available or payable for the benefit of the protectee by any federal agency are being applied for the benefit of the protectee, or that such federal agency has refused to recognize the authority of the conservator to administer such funds, the court may waive, by order, the duty of the conservator to account therefor.

3. The court has full authority under the rules of civil procedure to enjoin any person from interfering with the right of the conservator to possession of the assets of the protectee, including benefits payable from any source.

4. The conservator of the estate shall prosecute and defend all actions instituted in behalf of or against the protectee; collect all debts due or becoming due to the protectee, and give acquittances and discharges therefor, and adjust, settle and pay all claims due or becoming due from the protectee so far as his estate and effects will extend, except as provided in sections 507.150 and 507.188, RSMo.

5. A conservator of the estate has power, without authorization or approval of the court, to:

- (1) Settle or compromise a claim against the protectee or the estate agreeing to pay or paying not more than one thousand dollars;
- (2) Settle, abandon or compromise a claim in favor of the estate which does not exceed one thousand dollars;
- (3) Sell, or agree to sell, chattels, choses in action and investment securities reasonably worth not more than one thousand dollars for cash or upon terms involving a reasonable extension of credit;
- (4) Exchange, or agree to exchange, chattels, choses in action and investment securities for other such property of equivalent value, not in excess of one thousand dollars;
- (5) Insure or contract for insurance of property of the estate against fire, theft and other hazards;
- (6) Insure or contract for insurance protecting the protectee against any liability likely to be incurred, including medical and hospital expenses, and protecting the conservator against liability to third parties arising from acts or omissions connected with possession or management of the estate;
- (7) Contract for needed repairs and maintenance of property of the estate;
- (8) Lease land and buildings for terms not exceeding one year, reserving reasonable rent, and renew any such lease for a like term;
- (9) Vote corporate stock in person or by general or limited proxy;
- (10) Contract for the provision of board, lodging, education, medical care, or necessities of the protectee for periods not exceeding one year, and renew any such contract for a like period.

6. If, in exercising any power conferred by subsection 5, of this section, a conservator breaches any of the duties enumerated in subsection 1, he may be surcharged for losses to the estate caused by the breach but persons who dealt with the conservator in good faith, without knowledge of or reason to suspect the breach of duty, may enforce and retain the benefits of any transaction with the conservator which he has power under subsection 5 of this section to conduct.

475.190. 1. The conservator shall invest the money of the protectee, from whatever source derived, unless it is required for other lawful purposes.

2. No investment, other than an investment (a) in the direct obligations of or obligations unconditionally guaranteed as to principal and interest by the United States or (b) in savings accounts and time deposits, including time certificates of deposit, in banking institutions to the extent such accounts or deposits are insured by the Federal Deposit Insurance Corporation or (c) in accounts of savings and loan associations to the extent such accounts are insured by the Federal Savings and Loan Insurance Corporation, shall be made without prior order of the court.

3. The conservator may invest in any other property, real or personal, which the court finds is a reasonable and prudent investment in the circumstances. An order of court authorizing investment under this subsection does not relieve a conservator or his sureties of responsibility and liability if the investment made is not in fact in accordance with the Missouri prudent investor act, sections [456.900 to 456.913] **469.900 to 469.913**, RSMo.

4. Every conservator shall make a report at every annual settlement of the disposition made by the conservator of the money belonging to the protectee entrusted to him. If it appears that the money is invested in securities, then the conservator shall report a detailed description of the securities and shall describe any real estate security and state where it is situated, and its value, which report shall be filed in the court. The court shall carefully examine into the report as soon as made, and, if in the opinion of the court the security is insufficient, the court shall make such orders as are necessary to protect the interest of the protectee. The conservator and his sureties are liable on their bond for any omission to comply with the orders of the court. If the money has not been invested as authorized by law the conservator shall state that fact and the reasons, and shall state that the conservator has been unable to make an investment after diligent effort to do so.

5. If any conservator refuses or neglects to make the report at the time aforesaid, or makes a false report thereof, he and his sureties are liable on their bond for all loss or damage to the protectee occasioned by reason of his neglect or refusal so to report, or by making a false report, and the conservator may, on account thereof, be removed from his trust in the discretion of the court.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Witte offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 892, Page 15, Section 456.1-105, Line 1 of said page, by deleting all of said line and inserting in lieu thereof the following:

"any other permissible distributee who is an ancestor or lineal descendant of the designated"; and

Further amend said amendment, Page 18, Section 456.4-411A, Line 29 of said page, by deleting the section number **"511.033"** and inserting in lieu thereof the section number **"511.030"**; and

Further amend said amendment, Page 29, Section 475.092, Line 25 of said page, by deleting the phrase **"is blind or";** and

Further amend said amendment, Page 30, Section 475.092, Line 1 of said page, by deleting the phrase **"is blind or";** and

Further amend said amendment, Page 31, Section 475.092, Line 1 of said page, by deleting the phrase **"is blind or";** and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Witte, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Stevenson, **House Amendment No. 1, as amended,** was adopted.

Representative Pearce offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 892, Pages 13 through 21, by deleting all of sections 700.045, 700.111, 700.115, 700.355, 700.360, 700.385, 700.500 and inserting in lieu thereof the following:

“700.385. 1. When the holder of any indebtedness secured by a security agreement or other contract for security covering a manufactured home, **who has a notice of lien on file with the director of revenue**, repossesses the manufactured home either by legal process or in accordance with the terms of a contract authorizing the repossession of the manufactured home without legal process, the holder may obtain a certificate of [title] **ownership** from the director of revenue upon presentation of:

(1) An application[, which shall be upon a blank] form furnished by the director of revenue [and] **which** shall contain [the] **a** full description of the manufactured home and the manufacturer's or other identifying number;

(2) **A notice of lien receipt or the original certificate of ownership reflecting the holder's lien; and**

(3) An affidavit of the holder, **certified under penalties of perjury for making a false statement to a public official**, that the debtor defaulted in payment of the debt, and that the holder repossessed the manufactured home either by legal process or in accordance with the terms of the contract, and the specific address where the manufactured home is held[]; and

(3) The original, or a conformed or photostatic copy of the original, of the security agreement or other contract for security and the instrument or instruments evidencing the indebtedness secured by the security agreement or other contract for security.

The director may, by regulation, prescribe for the inclusion in either or both the application or affidavit required by this subsection any other information that he, from time to time, deems necessary or advisable, and may prescribe that the affidavit required by this subsection be part of the application]. **Such affidavit shall also state that the lienholder has the written consent from all owners or lienholders of record to repossess the manufactured home or has provided all the owners or lienholders with written notice of the repossession.**

2. **On a manufactured home, the lienholder shall first give:**

(1) **Ten days' written notice by first class United States mail, postage prepaid, to each of the owners and other lienholders, if any, of the manufactured home at each of their last mailing addresses as shown by the last prior certificate of ownership, if any issued, or the most recent address on the lienholder's records, that an application for a repossessed title will be made; or**

(2) **The lienholder may, ten days prior to applying for a repossession title, include the information in the above notice in the appropriate uniform commercial code notice under sections 400.9-613 or 400.9-614, RSMo. Such alternative notice to all owners and lienholders shall be valid and enforceable under both the uniform commercial code and this section, provided it otherwise complies with the provisions of the uniform commercial code.**

3. Upon the holder's presentation of the papers required by subsection 1 of this section and the payment of a fee of ten dollars, the director of revenue, if he is satisfied with the genuineness of the papers, shall issue and deliver to the holder a certificate of [title] **ownership** which shall be in its usual form except it shall be clearly captioned "Reposessed Title"[]; except that, unless the application is accompanied by the written consent, acknowledged before an officer authorized to take acknowledgments, of the owners and other lienholders, if any, of the manufactured home as shown by the last prior certificate of title or ownership, if any, issued on the manufactured home for the issuance of a reposessed title to the applicant, no such reposessed title may be issued by the director of revenue unless the director shall first give ten days' written notice by first class United States mail postage prepaid to each of the owners and other lienholders, if any, of the manufactured home at each of their last mailing addresses as shown by the last prior certificate of title or ownership, if any, issued on the manufactured home that an application for a reposessed title has been made and the date the reposessed title will be issued, which notice shall be accompanied by a copy, photostatic or otherwise, of the application and affidavit. The application for reposessed title may be withdrawn by the applicant at any time before the granting thereof]. Each reposessed title so issued shall, for all purposes, be treated as an original certificate of [title] **ownership** and shall supersede the outstanding certificate of [title or] ownership, if any, and duplicates thereof, if any, on the manufactured home, all of which shall become null and void.

[3.] 4. In any case where there is no certificate of [title or] ownership, or duplicate thereof, outstanding in the name of the debtor on the reposessed manufactured home, the director of revenue shall issue a reposessed title to the holder [upon the payment of] **and shall proceed to collect** all unpaid fees, taxes, charges and penalties owed by the debtor, in addition to the fee specified in subsection 2 of this section.

5. The director of revenue may prescribe rules and regulations for the effective administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pearce, **House Amendment No. 2** was adopted.

Representative Johnson (47) offered **House Amendment No. 3**.

Representative Cunningham (145) raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

Representative Behnen requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Cunningham (145), **HCS SS SCS SB 892, as amended**, was adopted.

On motion of Representative Cunningham (145), **HCS SS SCS SB 892, as amended**, was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf

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Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Meadows	Spreng	Storch
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VACANCIES: 001

Representative Behnen declared the bill passed.

HCS SS SCS SB 832, relating to tax increment financing, was taken up by Representative Johnson (47).

Representative Johnson (47) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 832, Section 67.112, Page 1, Line 1, by deleting the words “**any real or personal property tax**” and inserting in lieu thereof the words “**the rate of any real or personal property tax or sales tax**”; and

Further amend said section and page, Line 3, by inserting the word “**rate**” after the word “**tax**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson (47), **House Amendment No. 1** was adopted.

On motion of Representative Johnson (47), **HCS SS SCS SB 832, as amended**, was adopted.

On motion of Representative Johnson (47), **HCS SS SCS SB 832, as amended**, was read the third time and passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg

El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Meadows	Spreng	Storch
Walton				

VACANCIES: 001

Representative Behnen declared the bill passed.

Speaker Pro Tem Bearden assumed the Chair.

HCS SS SCS SB 590, relating to higher education, was taken up by Representative Kingery.

Representative Kingery offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 19, Section 2, Line 80, by inserting after all of said amendment the following:

“Section 3. 1. There is hereby created in the state treasury the "Missouri Legacy Fund", which shall consist of moneys collected under this section. The Missouri higher education savings program board shall administer the fund. The fund may receive moneys from appropriations by the general assembly, transfers from the abandoned fund account established in section 447.543, RSMo, interest receipts, donations, or any other payments made by any public or private entity. Moneys in the fund shall be used solely for the purposes of this section. The state treasurer shall invest moneys in the fund in accordance with rules promulgated under chapter

536, RSMo. Any interest and moneys earned on such investments shall be credited to the fund, and such interest shall be used solely to provide college financial assistance to participants in Missouri's qualified state tuition program under Section 529 of the Internal Revenue Code of 1986, as amended, and for the administration of this section. Notwithstanding the provisions of section 33.080, RSMo, to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

2. Notwithstanding any other provision of law to the contrary, beginning August 28, 2006, and each fiscal year thereafter, the first twenty-two million five hundred thousand dollars of net transfers from the abandoned fund account established in section 447.543, RSMo, shall be transferred to the general revenue fund, and any amount in excess of twenty-two million five hundred thousand dollars shall be transferred from the abandoned fund account to the Missouri legacy fund.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bringer offered **House Amendment No. 1 to House Amendment No. 1.**

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 2, Line 4, by inserting after said line the following:

“Section 4. Any assets or funds from the proceeds, fees or revenues, however, such assets or funds were acquired, of the higher education loan authority established pursuant to section 173.360, RSMo, that are transferred to or used by the state or any department, division, agency or board of the state, shall not be used in connection with any activity prohibited by section 196.1127, RSMo.”; and

Further amend the title, enacting clause and intersection references of said bill accordingly.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Marsh	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 051

Aull	Baker 25	Bland	Bogetto	Bowman
Bringer	Brooks	Brown 50	Burnett	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	El-Amin	Fraser	George	Harris 23
Haywood	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Oxford
Page	Robinson	Rucker	Salva	Schoemehl
Skaggs	Villa	Vogt	Wagner	Walsh
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 009

Casey	Dougherty	Frame	Harris 110	Henke
Roorda	Shoemyer	Swinger	Whorton	

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Meadows	Meiners
Spreng	Storch	Walton		

VACANCIES: 001

On motion of Representative Bringer, **House Amendment No. 1 to House Amendment No. 1** was adopted by the following vote:

AYES: 111

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bringer	Bruns	Casey
Chinn	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Dake	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Ervin	Faith	Fisher	Flook
Franz	George	Harris 110	Haywood	Henke
Hobbs	Ice	Jackson	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lembke	Liese	Lipke	Loehner	Marsh
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yaeger	Yates
Mr Speaker				

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NOES: 043

Baker 25	Bland	Bogetto	Bowman	Brooks
Brown 50	Burnett	Chappelle-Nadal	Cooper 120	Corcoran
Curls	Darrough	Daus	Donnelly	El-Amin
Fares	Frame	Fraser	Guest	Harris 23
Hoskins	Hubbard	Hughes	Johnson 47	Johnson 61
Johnson 90	Jolly	Lampe	LeVota	Low 39
Lowe 44	Oxford	Page	Parker	Robb
Schaaf	Skaggs	Vogt	Wildberger	Witte
Wright-Jones	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Hunter	Meadows
Spreng	Storch	Walton		

VACANCIES: 001

Representative Icet assumed the Chair.

Representative Shoemyer offered **House Amendment No. 2 to House Amendment No. 1.**

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 1, Line 9, by inserting after the word “entity.” the following:

“The Board shall not be allowed to acquire proceeds from the sale of any assets of the Missouri Higher Education Loan Authority.”.

Representative Shoemyer moved that **House Amendment No. 2 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 043

Bogetto	Bringer	Burnett	Casey	Curls
Dake	Daus	Davis	Donnelly	El-Amin
Frame	Fraser	George	Harris 110	Henke
Hughes	Hunter	Johnson 90	Kratky	Kuessner
LeVota	Liese	Low 39	Lowe 44	McGhee
Oxford	Page	Roark	Robinson	Roorda
Salva	Schoemehl	Shoemyer	Skaggs	Villa
Vogt	Wagner	Walsh	Whorton	Wildberger
Witte	Wright-Jones	Yaeger		

NOES: 112

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bowman
Brooks	Brown 50	Bruns	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Darrough	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Harris 23	Haywood
Hobbs	Hoskins	Hubbard	Ice	Johnson 47
Johnson 61	Jolly	Jones	Kelly	Kingery
Kraus	Lager	Lampe	Lembke	Lipke
Loehner	Marsh	May	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Robb	Rucker	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Wallace	Walton
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Young
Zweifel	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Boykins	Brown 30	Jackson	Meadows
Spreng	Storch			

VACANCIES: 001

On motion of Representative Kingery, **House Amendment No. 1, as amended**, was adopted by the following vote:

AYES: 128

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bringer	Brown 50	Bruns	Casey	Chinn
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Dake	Darrough	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hunter	Ice
Johnson 47	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
Liese	Lipke	Loehner	Marsh	May
McGhee	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard

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Roark	Robb	Robinson	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yaeger
Yates	Zweifel	Mr Speaker		

NOES: 024

Bowman	Burnett	Chappelle-Nadal	Curls	Daus
Donnelly	Frame	Fraser	Haywood	Hughes
Johnson 61	Johnson 90	Jolly	LeVota	Low 39
Lowe 44	Oxford	Shoemyer	Skaggs	Villa
Vogt	Wildberger	Wright-Jones	Young	

PRESENT: 002

Brooks	Roorda
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ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Jackson	Meadows
Spreng	Storch	Walton		

VACANCIES: 001

Representative Hubbard offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 13, Section 173.616, Line 49, and inserting after all of said line the following:

"173.858. 1. The governing board of any private not-for-profit college or university authorized to do business in this state and which meets the standards of the North Central Association of Colleges and Secondary Schools may appoint and employ as many college or university police officers as it may deem necessary to protect persons, property, and to preserve peace and good order in the buildings, properties, grounds, and other facilities and locations over which it has charge or control.

2. The college or university police officers, before they enter upon their duties, shall take and subscribe an oath of office before some officer authorized to administer oaths to faithfully and impartially discharge the duties thereof, which oath shall be filed in the office of the governing board of the college or university and the secretary of the board shall give each college police officer so appointed and qualified a certificate of appointment under the seal of the board which certificate shall empower such officer with the same authority to maintain order, preserve peace, and make arrests as is given to peace officers. The college or university police officer may, in addition, expel from the public buildings, campuses, and grounds, persons violating the rules and regulations that may be prescribed by the board or others under the authority of the board. Such officer as may be designated by the board shall have immediate charge, control, and supervision of college police officers appointed by authority of this section. Such college police officers shall, before appointment, or within six months after appointment, be certified peace officers under chapter 590, RSMo. All commissioning of officers shall be under the direction of the director of the Department of Public Safety pursuant to sections 590.010 to 590.050. The reasonable administrative costs of said commissioning shall be borne by the private not-for-profit college or university.

3. **Nothing in this section shall be construed as denying the board the right to appoint guards or watchmen who shall not be given the authority and powers authorized in this section.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roorda raised a point of order that **House Amendment No. 2** goes beyond the scope of the underlying bill.

Representative Icet requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

HCS SS SCS SB 590, as amended, with House Amendment No. 2, pending, was laid over.

HOUSE BILL WITH SENATE AMENDMENTS

SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290, as amended, relating to sexual offenders, was taken up by Representative Lipke.

Representative Lipke moved that the House refuse to adopt **SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290, as amended,** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

BILL CARRYING REQUEST MESSAGE

HCS SB 1017, as amended, relating to agricultural programs, was taken up by Representative Loehner.

Representative Loehner moved that the House refuse to recede from its position on **HCS SB 1017, as amended,** and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF HOUSE BILL

HB 1930, relating to property taxes, was taken up by Representative Hubbard.

On motion of Representative Hubbard, **HB 1930** was read the third time and passed by the following vote:

AYES: 135

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158

Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	El-Amin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Haywood	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Roorda
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wallace	Walsh	Wasson	Wells	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yaeger	Young	Zweifel	Mr Speaker

NOES: 017

Bringer	Chappelle-Nadal	Davis	Dougherty	Dusenberg
Emery	Ervin	Harris 110	Henke	Johnson 61
Kuessner	Phillips	Robinson	Walton	Weter
Wright-Jones	Yates			

PRESENT: 001

Whorton

ABSENT WITH LEAVE: 009

Bean	Boykins	Brown 30	Meadows	Rucker
Spreng	Storch	Vogt	Wagner	

VACANCIES: 001

Representative Ice

Speaker Jetton resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SS#2 SCS SBs 1014 & 730: Representatives Stevenson, May, Silvey, Wagner and Donnelly

HCS SB 1017: Representatives Loehner, Pollock, Myers, Harris (110) and Dake

SS SCS HCS HB 1306: Representatives Smith (118), Franz, Viebrock, Yaeger and Burnett

REFERRAL OF SENATE BILL

The following Senate Bill was referred to the Committee indicated:

HCS SCS SB 925 - Fiscal Review (Fiscal Note)

COMMITTEE REPORTS

Committee on Health Care Policy, Chairman Cooper (155) reporting:

Mr. Speaker: Your Committee on Health Care Policy, to which was referred **SCS SB 858**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Special Committee on Healthcare Facilities, Chairman Schaaf reporting:

Mr. Speaker: Your Special Committee on Healthcare Facilities, to which was referred **SS SCS SBs 1210, 1244 & 844**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS HR 2295**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HR 2446**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 2446

WHEREAS, on February 1, 2005, the United Nations released the Report of the International Commission of Inquiry on Darfur to the United Nations Secretary-General which found that war crimes and crimes against humanity had been perpetrated in the Darfur region of Sudan; and

WHEREAS, the Report of the International Commission of Inquiry established that Sudanese government forces and the Janjaweed militia are responsible for systemic and widespread killing, torture, rape, pillaging, and forced displacement throughout Darfur and that these acts result in 10,000 deaths every month; and

WHEREAS, President Bush, former Secretary of State Powell, and the United States Congress have declared the attacks to be genocide, a crime against humanity; and

WHEREAS, 136 nations, including the United States, condemn, and seek to prevent and punish the Crime of Genocide as signatories to the Convention on the Prevention and Punishment of Crimes Against Humanity; and

WHEREAS, the continuing atrocities in Darfur cry out for an aggressive international response to provide protection for 2 million internally-displaced Sudanese, to expand humanitarian relief efforts without delay, and to establish political negotiations to end these atrocities; and

WHEREAS, the mission of the St. Louis Save Darfur Coalition is to mobilize and educate a broad group of religious, human rights, campus, and civic organizations in the St. Louis region on the genocide in the Darfur region of the Sudan and to stimulate advocacy efforts on behalf of the people of Darfur:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, hereby:

- (1) Condemn the ongoing genocide in Darfur, Sudan; and
- (2) Acknowledge the leadership of the President of the United States and the United States Congress in recognizing and taking initial steps to address the ongoing genocide in Darfur, Sudan; and
- (3) Acknowledge the contributions of the African Union, including its critical peacekeeping mission in Darfur, and its role in facilitating the Abuja peace talks; and
- (4) Call upon the President of the United States and the United States Department of State:
 - (a) To work within the United Nations Security Council to expand the mandate of, and increase aid and logistical support to, the African Union Mission in Sudan (AMIS) for the purpose of better protecting civilians in Darfur, and to increase the force size and mobility of AMIS; and
 - (b) To increase their engagement in the ongoing Darfur peace process in order to facilitate the creation of a viable political framework for a lasting peace in Darfur; and
 - (c) To work within the United Nations Security Council and with the African Union to encourage an immediate transfer of primary peacekeeping duties from the current African Union Mission in Sudan to a larger United Nations peacekeeping force with adequate resources and a clear mandate to protect civilians; and
- (5) Call upon the Missouri Congressional Delegation:
 - (a) To support United States funding for peacekeeping and humanitarian aid in Sudan with the emergency FY 2006 supplemental appropriations bill at a minimum of the \$564 million figure arrived at through an initial request of \$514 million by the President and subsequent \$50 million amendments passed by the United States House of Representatives and the United States Senate Appropriations Committee; and
 - (b) To support adequate long-term FY 2007 funding for peacekeeping and humanitarian aid in Darfur; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare properly inscribed copies of this resolution for President George W. Bush, the President of the United States Senate, the Speaker of the United States House of Representatives, and each member of the Missouri Congressional Delegation.

Mr. Speaker: Your Committee on Rules, to which was referred **HCR 23**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 689**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 770**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 873**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 904**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 953**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SB 1037**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SB 1058**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SB 1140**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SBs 1185, 1163, 1174, 1200 & 1225**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS#2 SCS SB 1221**, begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 998**, entitled:

An act to authorize the conveyance of property owned by the state in Pettis County.

With Senate Perfecting Amendment No. 1.

Senate Perfecting Amendment No. 1

AMEND House Bill No. 998, Page 1, Section 1, Line 9, by inserting after words "(45)" and before the word "of", the word "North".

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Tuesday, May 9, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Al Liese, District 79, hereby state and affirm that my vote as recorded on Page 1577 of the House Journal for Friday, May 5, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House

Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 8th day of May 2006.

/s/ Al Liese
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 8th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

FISCAL REVIEW

Tuesday, May 9, 2006, 9:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Wednesday, May 10, 2006, 8:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Thursday, May 11, 2006, 8:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Friday, May 12, 2006, 8:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Tuesday, May 9, 2006, Hearing Room 3 upon morning recess.

Vote on license plate.

Executive session

TRANSPORTATION

Wednesday, May 10, 2006, 8:00 a.m. Hearing Room 1.

POW/MIA memorial highway naming.

Discussion on new mile markers being installed along interstate system.

Executive session may follow.

HOUSE CALENDAR

SEVENTIETH DAY, TUESDAY, MAY 9, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HCS HJR 31 - Cunningham (86)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HBs 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter
- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge
- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HBs 1651 & 1608 - Yates
- 23 HB 2111 - Hubbard
- 24 HCS HB 1868 - Faith
- 25 HCS HB 2040 - Richard
- 26 HB 1537 - Schaaf
- 27 HCS HB 2047 - Johnson (47)
- 28 HCS#2 HBs 2008, 1218 & 1062 - Muschany
- 29 HB 1946 - El-Amin
- 30 HB 1184 - Stevenson
- 31 HCS HBs 1340, 1549, 1918 & 1998 - Schlottach
- 32 HCS HB 1968 - Zweifel
- 33 HCS HB 1147 - Bivins
- 34 HCS HB 1465 - Hunter

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- 35 HCS HB 1600 - Viebrock
- 36 HCS HB 1730 - Schlottach
- 37 HCS HB 1089 - Schaaf
- 38 HCS HB 1751 - Munzlinger
- 39 HCS HB 1273 & 1136 - Baker (123)
- 40 HCS HB 1327 - Schaaf
- 41 HB 1853 - Bland
- 42 HCS HB 2016 - Schlottach

HOUSE BILL FOR PERFECTION - INFORMAL

HCS HB 1783 & 1479 - Bearden

(3 hours debate on Perfection)

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 31, (4-24-06, Pages 1206-1207) - Fraser
- 7 HCR 49, (4-27-06, Pages 1316-1317) - Emery
- 8 HCS HCR 34, (4-12-06, Page 1042) - Myers

SENATE BILLS FOR THIRD READING - CONSENT

- 1 HCS SB 712, E.C. - Bruns
- 2 SCS SB 870, E.C. - Cooper (158)
- 3 SB 881 - Robinson
- 4 SB 919 - Rector
- 5 SB 931 - Parson
- 6 SB 964 - Jackson
- 7 SB 990, as amended - Bruns
- 8 SCS#2 SB 1003, E.C. - Bruns
- 9 SB 1057 - Behnen
- 10 SCS SB 1059 - Roorda
- 11 SCS SB 1060 - Jackson
- 12 SB 1085 - Cooper (155)
- 13 SB 1139 - Yaeger
- 14 SB 1146 - Pratt
- 15 SB 1197 - Viebrock
- 16 SB 1208 - Pratt
- 17 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 HCS SCS SB 878 - Stevenson
- 2 HCS SCS SB 1048 - Schaaf
- 3 HCS SB 629, as amended, HA 3, pending - Faith
- 4 HCS SB 697 - St. Onge
- 5 SCS SB 1008 - Myers
- 6 SB 726 - May
- 7 SB 779 - Harris (110)
- 8 SB 822, E.C. - Sater
- 9 HCS SB 908 - St. Onge
- 10 HCS SCS SB 1064 - St. Onge
- 11 HCS SB 735 - Pratt
- 12 SB 1101 - Schlottach
- 13 HCS SCS SB 1175 - Nance
- 14 HCS SS SCS SB 590, as amended, HA 2, pending - Kingery
- 15 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 16 HCS SS SCS SB 825 - Pratt
- 17 HCS SCS SB 915 - Rector
- 18 HCS SB 951 - Nance
- 19 SS SB 1066 - Rector
- 20 HCS SB 1124 - Behnen
- 21 SB 643 - Smith (118)
- 22 HCS SS SCS SB 894, E.C. - Muschany
- 23 HCS SS SCS SB 912 - Baker (123)
- 24 HCS SCS SB 925, (Fiscal Review 5-08-06) - Bivins
- 25 HCS SB 884 - Johnson (47)
- 26 HCS SB 965 - Threlkeld
- 27 HCS SCS SB 968 - Walsh
- 28 SS SCS SB 718 - Pearce
- 29 HCS SB 780 - Rector
- 30 HCS SB 805, (Fiscal Review 5-03-06) - Smith (14)
- 31 HCS SS SCS SB 882 - Cooper (120)
- 32 SB 938 - St. Onge
- 33 HCS SB 1023 - Johnson (61)
- 34 SCS SB 1081 - Bivins
- 35 SS SCS SB 1236 - Tilley
- 36 HCS SCS SB 646, E.C. - Schlottach
- 37 HCS SCS SB 746 - Whorton
- 38 HCS SS SCS SB 969 - St. Onge
- 39 HCS SS SCS SB 1229 - Dixon
- 40 HCS SS SCS SB 976, E.C. - Robb
- 41 HCS SB 1103 - Cooper (120)
- 42 SCS SB 1222 - Wasson
- 43 SCS SBs 1239 & 1091, (Fiscal Review 5-04-06) - Sater
- 44 HCS SB 689 - May

SENATE CONCURRENT RESOLUTION FOR THIRD READING

SCS SCR 24, (4-13-06, Pages 1078-1079) - Ruestman

HOUSE BILL WITH SENATE AMENDMENT

HB 998, SPA 1 - Smith (118)

BILLS CARRYING REQUEST MESSAGES

- 1 CCS SCS HB 1865, as amended
(request House recede/take up and pass bill or grant further conference) - Bearden
- 2 HCS SS SB 696, as amended
(request House recede/grant conference) - Flook
- 3 SS SCS HCS HB 1698, 1236, 995, 1362 & 1290, as amended
(request Senate recede/grant conference), E.C. - Lipke

BILLS IN CONFERENCE

- 1 SCS HCS HB 1270 & 1027, as amended - Behnen
- 2 CCR HCS SCS SBs 1001, 896 & 761, as amended, E.C. - St. Onge
- 3 CCR#2 HCS SCS SB 932 - Wilson (119)
- 4 HCS SCS SB 773, as amended - Fisher
- 5 CCR HCS SCS SB 666, as amended - Bruns
- 6 CCR SCS HCS HB 1022, as amended - Icet
- 7 HCS SS#2 SCS SBs 1014 & 730, as amended, E.C. - Stevenson
- 8 HCS SCS SB 756 - Behnen
- 9 SS SCS HCS HB 1306, as amended - Smith (118)
- 10 HCS SB 1017, as amended - Loehner

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon
- 3 SCR 27, (3-16-06, Pages 631-632) - Cooper (158)
- 4 HCS SCR 31, (4-26-06, Pages 1281-1282) - Dethrow

HOUSE RESOLUTIONS

- 1 HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes
- 2 HR 1930, (4-27-06, Pages 1315-1316) - Emery
- 3 HR 1475, (4-25-06, Pages 1252-1253) - Wright (137)
- 4 HR 2439, (4-27-06, Pages 1318-1319) - Wood
- 5 HR 2446, (5-08-06, Pages 1646-1647) - Page

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SEVENTIETH DAY, TUESDAY, MAY 9, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Father Donald W. Lammers.

Let us pray.

Almighty God, in this last week of the 2006 Session of this body, sustain us in the zeal with which we began in January. May Your grace help us to give to each topic still on our agenda the attention it deserves. Hold us in the integrity with which we began, so that our judgments and decisions this week emerge from the best of our wisdom and study.

May the work we are accomplishing this session be like the young plants and crops in gardens and fields everywhere, destined to bear fruit aplenty, meeting the needs of all.

We pray to You Almighty God, living and reigning forever and ever. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Ryan Coleman and Tavia Matthews.

The Journal of the sixty-ninth day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3342 - Representative Skaggs

House Resolution No. 3343

and

House Resolution No. 3344 - Representative Pratt

House Resolution No. 3345

through

House Resolution No. 3347 - Representatives Wilson (130) and Ruestman

House Resolution No. 3348

through

House Resolution No. 3352 - Representative Page

House Resolution No. 3353 - Representative Fares

House Resolution No. 3354 - Representatives Robb and Jackson

House Resolution No. 3355 - Representative Lipke

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 805** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 912, relating to virtual schools, was taken up by Representative Baker (123).

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Iceet	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 058

Aull	Baker 25	Bogetto	Bowman	Bringer
Brooks	Brown 50	Burnett	Casey	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	Frame	Fraser	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Oxford	Page	Robinson
Roorda	Rucker	Salva	Schoemehl	Skaggs
Swinger	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 004

Boykins	Dougherty	George	Shoemyer
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ABSENT WITH LEAVE: 007

Bean	Bland	Brown 30	Bruns	El-Amin
Spreng	Storch			

VACANCIES: 001

Representative Baker (123) moved that **HCS SS SCS SB 912** be adopted.

Which motion was defeated.

Representative Pratt assumed the Chair.

Representative Wallace offered **House Amendment No. 1**.

Representative Flook raised points of order that **House Amendment No. 1** goes beyond the scope of the bill and is improperly drafted.

Representative Pratt requested a parliamentary ruling.

The Parliamentary Committee ruled the first point of order well taken and the second point of order not well taken.

On motion of Representative Baker (123), **SS SCS SB 912** was truly agreed to and finally passed by the following vote:

AYES: 136

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Brown 50	Bruns	Casey	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 110	Hobbs	Hoskins	Hubbard
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Jones	Kelly	Kingery	Kratky	Kraus
Lager	Lampe	Lembke	Liese	Lipke
Loehner	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl

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Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Zweifel
Mr Speaker				

NOES: 020

Bowman	Bringer	Brooks	Burnett	Curls
Harris 23	Haywood	Henke	Hughes	Johnson 90
Jolly	Kuessner	LeVota	Low 39	Lowe 44
Skaggs	Whorton	Witte	Wood	Young

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Dougherty	Spreng	Storch
Walton				

VACANCIES: 001

Representative Pratt declared the bill passed.

HCS SS SCS SB 894, relating to educational standards and guidelines, was taken up by Representative Muschany.

Speaker Pro Tem Bearden assumed the Chair.

Representative Muschany offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, Page 6, Section 1, Line 16, by adding immediately after all of said line the following:

“Section 2. If a school district has been classified as unaccredited within the previous five school years and the district is subsequently classified as provisionally accredited, the district shall be subject to lapse on June thirtieth of any school year in which the state board of education withdraws provisional accreditation or at a later date as determined by the state board of education.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Bivins offered **House Amendment No. 1 to House Amendment No. 1**.

Representative Yates raised a point of order that **House Amendment No. 1 to House Amendment No. 1** goes beyond the scope of the underlying amendment.

The Chair ruled the point of order well taken.

HCS SS SCS SB 894, with House Amendment No. 1, pending, was laid over.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS HCS HB 1456**, entitled:

An act to repeal sections 288.030, 288.032, 288.035, 288.036, 288.038, 288.040, 288.045, 288.050, 288.060, 288.120, 288.121, 288.122, 288.128, 288.175, 288.190, 288.330, 288.380, 288.381, and 288.500, RSMo, and to enact in lieu thereof twenty-one new sections relating to employment security, with penalty provisions and an effective date.

With Senate Amendment No. 2, Senate Amendment No. 5, Senate Amendment No. 1 to Senate Amendment No. 9, Senate Amendment No. 9, as amended, and Senate Amendment No. 12.

Senate Amendment No. 2

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Pages 19-20, Section 288.038, by striking all of said section from the bill and inserting in lieu thereof the following:

"288.038. With respect to initial claims filed during calendar years 2004 and 2005, the "maximum weekly benefit amount" means four percent of the total wages paid to an eligible insured worker during that quarter of the worker's base period in which the worker's wages were the highest, but the maximum weekly benefit amount shall not exceed two hundred fifty dollars in the calendar years 2004 and 2005. With respect to initial claims filed during calendar years 2006 and 2007 the "maximum weekly benefit amount" means [three and three-fourths] **four** percent of the total wages paid to an eligible insured worker during that quarter of the worker's base period in which the worker's wages were the highest, but the maximum weekly benefit amount shall not exceed two hundred seventy dollars in calendar year 2006 and the maximum weekly benefit amount shall not exceed two hundred eighty dollars in calendar year 2007. With respect to initial claims filed during calendar year 2008 and each calendar year thereafter, the "maximum weekly benefit amount" means four percent of the total wages paid to an eligible insured worker during the average of the two highest quarters of the worker's base period, but the maximum weekly benefit amount shall not exceed three hundred [dollars in calendar year 2008, three hundred ten dollars in calendar year 2009, three hundred] twenty dollars [in calendar year 2010, and each calendar year thereafter]. If such benefit amount is not a multiple of one dollar, such amount shall be reduced to the nearest lower full dollar amount."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 38, Section 288.050, Line 26, by striking the opening and closing brackets and further amend said line by striking the word "shall".

Senate Amendment No. 1

to

Senate Amendment No. 9

AMEND Senate Amendment No. 9 to Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 2, Section 288.042, Lines 12-16, by striking said lines and inserting in lieu thereof the following:

"deployed shall be subject to an administrative penalty in the amount of twenty-five thousand dollars. The director shall take judicial".

Senate Amendment No. 9

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 29, Section 288.040, Line 20, by inserting immediately after said line the following:

“288.042. 1. For purposes of this chapter, a “war on terror veteran” is a person who serves or has served in the military and to whom the following criteria apply:

(1) The person is or was a member of the national guard or a member of a United States armed forces reserves unit;

(2) The person was deployed as part of his or her military unit at any time after September 11, 2001, and such deployment caused the person to be unable to continue working for his or her employer;

(3) The person was employed either part time or full time before deployment; and

(4) The person was unemployed in his or her non-military employment either during or within thirty days after the completion of his or her deployment.

2. Notwithstanding any provisions of sections 288.010 to 288.500, any war on terror veteran shall be entitled to receive unemployment compensation benefits under this chapter. A war on terror veteran shall be entitled to a maximum weekly benefit of eight percent of the wages paid to the war on terror veteran during that quarter during which the war on terror veteran earned the highest amount within the five quarters during which the war on terror veteran received wages before deployment. The maximum amount of a maximum weekly benefit shall be one thousand one hundred fifty-three dollars and sixty-four cents, annually adjusted by the consumer price index.

3. A war on terror veteran shall be entitled to a maximum weekly benefit for twenty-six weeks.

4. Any employer who is found in any Missouri court or United States district court located in Missouri to have terminated, demoted, or taken an adverse employment action against a war on terror veteran due to his or her absence while deployed shall be subject to an administrative penalty as determined by the director of the Missouri division of employment security in such amount as to provide funding for this section, but in no event shall the administrative penalty exceed one hundred thousand dollars. The director shall take judicial notice of judgments in suits brought under the Uniformed Service Employment and Reemployment Rights Act (38 U.S.C. 4301). Such judgments may be considered to have a res judicata effect on the director's determination.

5. A war on terror veteran shall not be considered to have voluntarily quit his or her employment if he or she is not offered the same wages, benefits, and similar work schedule upon his or her return after deployment.

6. There is hereby created in the state treasury the “War on Terror Unemployment Compensation Fund”, which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with section 30.170 and 30.180, RSMo. Upon appropriation, money in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080, RSMo, to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and money earned on such investments shall be credited to the fund.

7. The division of employment security may promulgate rules to enforce this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 12

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 86, Section 290.595, Lines 8-13, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290, as amended**: Senators Bartle, Koster, Gibbons, Days and Callahan.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the conferees on **HCS SCS SB 756** are allowed to exceed the differences only to make technical corrections to allow the insertion of the missing line regarding licensed professional counselors.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 832, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SB 1017, as amended**: Senators Clemens, Stouffer, Mayer, Green and Wheeler.

BILLS CARRYING REQUEST MESSAGES

HCS SS SB 696, as amended, relating to economic development projects, was taken up by Representative Flook.

Representative Flook moved that the House refuse to recede from its position on **HCS SS SB 696, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SS SCS SB 832, as amended, relating to tax increment financing, was taken up by Representative Johnson (47).

Representative Johnson (47) moved that the House refuse to recede from its position on **HCS SS SCS SB 832, as amended**, and grant the Senate a conference.

Which motion was adopted.

HOUSE BILL WITH SENATE AMENDMENTS

SS#2 SCS HCS HB 1456, as amended, relating to employment security, was taken up by Representative Roark.

Representative Roark moved that the House refuse to adopt **SS#2 SCS HCS HB 1456, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS

SCS SB 1008, relating to the Council on Agricultural Science and Technology, was taken up by Representative Myers.

Representative Myers offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 1008, Page 1, Section 620.1500, Lines 3 & 4, by deleting said lines and inserting in lieu thereof the following:

“Science and Technology”. The council shall consist of seven members. Two members shall be Missouri farmers, of which one member shall be a Missouri grain producer and one member shall be a Missouri livestock producer. The members of the council shall be appointed by and serve”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Myers, **House Amendment No. 1** was adopted.

On motion of Representative Myers, **SCS SB 1008, as amended**, was read the third time and passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39

Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Corcoran	Spreng	Storch
Walton				

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HCS SB 1103, relating to health insurance coverage, was taken up by Representative Cooper (120).

HCS SB 1103 was laid over.

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SCS SB 616 - Fiscal Review (Fiscal Note)

HCS#2 SCS SB 1221 - Fiscal Review (Fiscal Note)

SUPPLEMENTAL CALENDAR

MAY 9, 2006

SENATE BILLS FOR THIRD READING

- 1 HCS SS SCS SB 953 - Dempsey
- 2 HCS SCS SB 616, (Fiscal Review 5-9-06) - Bruns
- 3 HCS SS SB 1058, E.C. - Pratt
- 4 HCS SS SCS SB 904 - Lembke

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Bearden.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3356
and
House Resolution No. 3357 - Representative Smith (150)
House Resolution No. 3358 - Representative Munzlinger
House Resolution No. 3359
and
House Resolution No. 3360 - Representative Kuessner
House Resolution No. 3361 - Representative Fisher
House Resolution No. 3362 - Representative Cunningham (145)
House Resolution No. 3363
and
House Resolution No. 3364 - Representative Fraser
House Resolution No. 3365
through
House Resolution No. 3368 - Representative Johnson (61)
House Resolution No. 3369 - Representative Munzlinger
House Resolution No. 3370 - Representative Wood
House Resolution No. 3371 - Representative Black
House Resolution No. 3372 - Representative Wilson (119)
House Resolution No. 3373 - Representative Baker (123)
House Resolution No. 3374 - Representative Pearce
House Resolution No. 3375 - Representatives Bruns and Scharnhorst
House Resolution No. 3376 - Representative Cunningham (145)
House Resolution No. 3377 - Representatives Cunningham (145) and Dixon
House Resolution No. 3378
through
House Resolution No. 3381 - Representative Bearden
House Resolution No. 3382 - Representative Hughes

COMMITTEE REPORT

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SB 925** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

THIRD READING OF SENATE BILLS

SS SB 1066, relating to telecommunication companies, was taken up by Representative Rector.

On motion of Representative Rector, **SS SB 1066** was truly agreed to and finally passed by the following vote:

AYES: 142

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Daus	Davis	Day	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 004

Darrough	Harris 110	Salva	Wildberger
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PRESENT: 004

Brooks	Lowe 44	Oxford	Whorton
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ABSENT WITH LEAVE: 012

Avery	Bean	Boykins	Brown 30	Deeken
Kelly	Rucker	Self	Spreng	Storch
Viebrock	Wright-Jones			

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HCS SB 1124, relating to professional registration, was taken up by Representative Behnen.

Representative Cooper (120) assumed the Chair.

Representative Behnen offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 1124, Page 11, Section 317.015, Line 43, by striking the “[“ on said line; and

Further amend said page and section, Lines 49 through 64, by striking all of said lines and inserting in lieu thereof the following **“person’s license.”**; and

Further amend said substitute, Page 55, Section 332.052, Line 5, by striking the following from said line “the longer of”; and

Further amend said page and section, Line 7, by striking the word “five” and inserting in lieu thereof the word **“seven”**; and

Further amend said substitute, Page 58, Section 334.104, Line 44, by inserting immediately after said line the following:

“5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.”; and

Further amend said page and section, Line 45, by striking the number “5” and inserting in lieu thereof the number **“6”**; and

Further amend said section, Page 59, Line 52, by striking the number “6” and inserting in lieu thereof the number **“7”**; and

Further amend said substitute, Page 62, Section 334.735, Line 38, by striking the word “supervision” and inserting in lieu thereof the word **“supervising”**; and

Further amend said section and page, Line 39, by inserting immediately before the “,” on said line the following **“assistant”**; and

Further amend said section, Page 63, Line 89, by striking the word “supervision” and inserting in lieu thereof the word **“supervising”**; and

Further amend said section, Page 64, Line 112, by inserting immediately before the word “shall” on said line the following **“assistant”**; and

Further amend said substitute, Page 77, Sections 337.500, 337.505, 337.507, 337.510, 337.520, 337.525, 337.530, 337.545, 337.550 and 337.555, by striking all of said sections; and

Further amend said substitute, Page 93, Sections 337.700, 337.703, 337.709, 337.712, 337.715, 337.718, 337.727, 337.733 and 337.736, by striking all of said sections; and

Further amend said substitute, Page 106, Sections 339.010, 339.040 and 339.100, by striking all of said sections; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Behnen, **House Amendment No. 1** was adopted.

Representative Harris (23) requested a division of the question on **HCS SB 1124**.

The division of the question was denied by the Chair.

Representative Wright (137) assumed the Chair.

Representative Cooper (120) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 1124, Page 32, Section 319.339, Lines 29 and 30, by deleting all of said lines and inserting in lieu thereof the following:

"3. Any municipality or county may by ordinance:"; and

Further amend said bill, Page 150, Section 660.315, Line 102, by inserting after all of said line the following:

"Section 1. Notwithstanding any provision of section 701.025 to 701.059 or of any rule or regulation promulgated thereunder to the contrary, unless continuing education units are provided in the county in which a person registered resides or offered on the internet, the person shall not be required to complete continuing education units as a prerequisite for renewal of the person's registration under sections 701.025 to 701.059 or any rule or regulation promulgated thereunder. Any instructor of the continuing education units shall have a minimum of ten years experience of actual installation of industry products."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cooper (120), **House Amendment No. 2** was adopted.

Representative Bearden offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 1124, Page 33, Section 319.339, Line 76, by inserting after the number "319.339" the following:

" , unless such ordinance, order, permit, or regulation, in effect as of April 5, 2006, shall be used exclusively to regulate the use of explosives at the site of a quarry in any county with a charter form of government and with more than two hundred fifty thousand but fewer than three hundred fifty thousand inhabitants. For purposes of this section, quarry shall include any place where rock, ore, stone, or similar materials are excavated for sale of off-premise use. A quarry shall not include the removal or relocation of rock, stone, or earth incidental to the construction of residential, commercial, or industrial buildings"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bearden, **House Amendment No. 3** was adopted.

Representative Cooper (120) offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 1124, Page 17, Section 319.306, Line 78, by striking the following:

“, or in lieu thereof, a civil penalty assessed;”; and

Further amend said section, Page 19, Line 128, by striking “1995” and inserting in lieu thereof the following:

“**2000**”; and

Further amend said section, Page 22, Line 234, by striking “Part 76” and inserting in lieu thereof the following:

“**Part 75**”; and

Further amend said substitute, Page 26, Section 319.318, Line 45, by striking “319.319” and inserting in lieu thereof the following:

“**319.339**”; and

Further amend said substitute, Page 27, Section 319.321, Line 19, by striking “Part 76” and inserting in lieu thereof the following:

“**Part 75**”; and

Further amend said substitute, Page 31, Section 319.339, Line 2, by striking “political subdivision” and inserting in lieu thereof the following:

“**municipality**”; and

Further amend said section, Page 32, Line 21, by striking the following: “political subdivision” and inserting in lieu thereof the following:

“**municipality**”; and

Further amend said page and section, Lines 29 and 30, by striking all of said lines and inserting in lieu thereof the following:

“**3. Any municipality or county by ordinance:**”; and

Further amend said section, Page 33, Line 50, by inserting immediately after the word “municipal” the following:

“**or county**”; and

Further amend said page and section, Line 51, by inserting after the word “municipality” the following:

“**or county**”; and

Further amend said page and section, Line 54, by inserting after the word “municipality” the following:

“, **county**”; and

Further amend said page and section, Line 63, by inserting immediately after the word “municipality” the following:

“, **county**”; and

Further amend said page and section, Lines 72 and 73, by striking the following:

“or other political subdivisions”; and

Further amend said page and section, Line 74, by striking the following:

“or other political subdivision”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cooper (120), **House Amendment No. 4** was adopted.

Representative Burnett offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 1124, Page 150, Section 660.315, Line 102, by inserting immediately after said line the following:

"Section 1. Notwithstanding any other provision of law to the contrary, any qualified health care professional who is legally authorized to practice pursuant to the laws of another state may practice in this state for a period not to exceed three days in any one calendar year without examination or payment of fees if such medical services are provided to any participant, official, volunteer, or spectator of the “Susan G. Komen Breast Cancer Walk” held in a home rule city with more than four hundred thousand inhabitants located in more than one county.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Burnett, **House Amendment No. 5** was adopted.

Representative Meadows offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 1124, Section 335.068, Page 76, Line 10, by inserting the year, “**2006**” immediately after the words, “August 28,”; and

Further amend said section, Page 76, Line 11, by inserting an open bracket “[” before the year, “1999”; and

Further amend said line, by inserting a closed bracket “]” after the year, “1999”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Meadows, **House Amendment No. 6** was adopted.

Representative Page offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 1124, Page 102, Section 338.010, Line 8, by striking all of said line and inserting in lieu thereof the following:

“and administration of viral influenza vaccines by written protocol authorized by a physician for persons over the age of twelve as authorized by rules; the”; and

Further amend said page and section, Line 42, by inserting immediately after the word “services” on said line the following:

“and administration of viral influenza vaccines”; and

Further amend said section, Page 103, Line 48, by inserting immediately after the word “services” on said line the following:

“and administration of viral influenza vaccines”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Page, **House Amendment No. 7** was adopted.

Representative Sater offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 1124, Page 64, Section 334.735, Line 114, by inserting immediately after the word “hours” the following:

“in non healthcare provider shortage areas and in healthcare provider shortage areas where the supervising physician practices at least thirty percent of clinic hours”; and

Further amend said page and section, Line 125, by inserting immediately after the word “as” the word “a”; and

Further amend said page and section, Line 126, by deleting the word “information” and inserting in lieu thereof the following:

“provision”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Portwood offered **House Substitute Amendment No. 1 for House Amendment No. 8**.

*House Substitute Amendment No. 1
for
House Amendment No. 8*

AMEND House Committee Substitute for Senate Bill No. 1124, Page 62, Section 334.735, Line 36, by deleting the word “thirty” and inserting in lieu thereof the word **“twenty five”**; and

Further amend said bill, Page 64, Section 334.735, Line 114, by inserting immediately after the word “hours” the following:

“in non healthcare provider shortage areas and in healthcare provider shortage areas where the supervising physician practices at least thirty percent of clinic hours”; and

Further amend said page and section, Line 125, by inserting immediately after the word “as” the word “a”; and

Further amend said page and section, Line 126, by deleting all of said line and inserting in lieu thereof the following:

“three licensed physician assistants at one time. This provision shall not apply to physician assistant”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Tilley offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 8.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 8*

AMEND House Substitute Amendment No. 1 for House Amendment No. 8 to House Committee Substitute for Senate Bill No. 1124, Line 2, by striking the words “twenty five” and inserting in lieu thereof the words **“thirty three”**; and

Further amend said amendment, Line 6, by inserting immediately after the word “thirty” the following:

“three”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Tilley, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 8** was adopted.

On motion of Representative Portwood, **House Substitute Amendment No. 1 for House Amendment No. 8, as amended**, was adopted.

Representative Tilley offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for Senate Bill No. 1124, Page 106, Section 338.220, Line 31, by inserting after all of said line the following:

"338.380. 1. As used in this section the term "committee" means the well-being committee established under subsection 3 of this section.

2. The board may refuse to issue any certificate of registration or authority, permit or license, required under this chapter for one or any combination of causes stated in subsection 2 of section 338.055, or the board may, as a condition to issuing or renewing any such certificate of registration or authority, permit or license, require a person to submit himself or herself for identification, intervention, treatment, or rehabilitation by the well-being committee as provided in this section. The board shall notify the applicant in writing of the reasons

for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621, RSMo.

3. The board may establish an impaired licensee committee, to be designated as the "Well-being Committee", to promote the early identification, intervention, treatment and rehabilitation of licensees identified within this chapter, who may be impaired by reasons of illness, substance abuse, or as a result of any physical or mental condition. The board may enter into a contractual agreement with a nonprofit corporation or an association for the purpose of creating, supporting and maintaining such a committee. The board may promulgate rules subject to the provisions of this section to effectuate and implement any committee formed under this section. The board may expend appropriated funds necessary to provide for operational expenses of the committee formed under this section. Any member of the committee, as well as any administrator, staff member, consultant, agent or employee of the committee, acting within the scope of his or her duties and without actual malice and, all other persons who furnish information to the committee in good faith and without actual malice, shall not be liable for any claim of damages as a result of any statement, decision, opinion, investigation or action taken by the committee or by any individual member of the committee.

4. All information, interviews, reports, statements, memoranda or other documents furnished to or produced by the committee, as well as communications to or from the committee, any findings, conclusions, interventions, treatment, rehabilitation, or other proceedings of the committee which in any way pertain to a licensee who may be, or who actually is, impaired shall be absolutely privileged and confidential.

5. All records and proceedings of the committee which pertain or refer to a licensee who may be, or who actually is, impaired shall be privileged and confidential and shall be used by the committee and its members only in the exercise of the proper function of the committee and shall not be considered public records under chapter 610, RSMo, and shall only be subject to discovery or introduction as evidence in any civil, criminal, or administrative proceedings except as provided in subsection 6 of this section.

6. The committee may disclose information relative to an impaired licensee only when:

- (1) It is essential to disclose the information to further the intervention, treatment, or rehabilitation needs of the impaired licensee and only to those persons or organization with a need to know;
- (2) Its release is authorized in writing by the impaired licensee;
- (3) The committee is required to make a report to the board;
- (4) The information is subject to a court order.

7. In lieu of the pursuing discipline against a licensee for violating one or more causes stated in subsection 2 of section 338.055, the board may enter into a diversion agreement with a licensee to refer the licensee to the committee under such terms and conditions as are agreed to by the board and licensee. The board shall enter into no more than two diversion agreements with any individual licensee. If the licensee violates a term or condition of a diversion agreement entered into under this section, the board may elect to pursue discipline against the licensee under chapter 621, RSMo, for the original conduct that resulted in the diversion agreement, or for any subsequent violation of subsection 2 of section 338.055. While the licensee participates in the committee, the time limitations of section 620.154, RSMo, shall toll under subsection 7 of section 620.154, RSMo. All records pertaining to diversion agreements are confidential and may only be released under subdivision (7) of subsection 14 of section 620.010, RSMo.

8. The committee shall report to the board the name of any licensee who fails to enter treatment within forty-eight hours following the provider's determination that the pharmacist needs treatment or any failure by a licensee to comply with the terms of a treatment contract during inpatient or outpatient treatment or aftercare or report a licensee who resumes the practice of pharmacy before the treatment provider has made a clear determination that the pharmacist is capable of practicing according to acceptable and prevailing standards.

9. The board may disclose information and records to the committee to assist the committee in the identification, intervention, treatment, and rehabilitation of any licensee who may be impaired by reason of illness, substance abuse, or as the result of any physical or mental condition. The committee shall keep all information and records provided by the board confidential to the extent the board is required to treat the information and records as closed to the public under chapter 620, RSMo.

10. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Tilly, **House Amendment No. 9** was adopted.

Representative Stevenson offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Bill No. 1124, Page 1, In the Title, Line 4, by deleting the section number "334.104,"; and

Further amend said bill, Page 1, In the Title, Line 11, by deleting the word "thirty-eight" and inserting in lieu thereof the word "thirty-seven"; and

Further amend said bill, Page 1, Section A, Line 3, by deleting the section number "334.104,"; and

Further amend said bill, Page 2, Section A, Line 9, by deleting the word "thirty-eight" and inserting in lieu thereof the word "thirty-seven"; and

Further amend said bill, Page 2, Section A, Line 17, by deleting the section number "334.104,"; and

Further amend said bill, Pages 57 to 59, Section 334.104, Lines 1 to 53, by deleting all of said lines; and

Further amend said title, enacting clause and intersectional references accordingly.

HCS SB 1124, as amended, with House Amendment No. 10, pending, was laid over.

Speaker Pro Tem Bearden resumed the Chair.

MOTION

Representative Johnson (47) moved that Rule 23 be suspended.

Which motion was adopted by the following vote:

AYES: 145

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 110
Haywood	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
Liese	Lipke	Loehner	Lowe 44	Marsh
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte

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Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 010

Chappelle-Nadal	Daus	Donnelly	Harris 23	Henke
Johnson 61	LeVota	Low 39	Skaggs	Wright-Jones

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	May	Richard	Silvey
Spreng	Storch			

VACANCIES: 001

THIRD READING OF SENATE BILL

HCS SB 1103, relating to health insurance coverage, was taken up by Representative Cooper (120).

Representative Cooper (120) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 1103, Section 1, Page 3, Line 8, by inserting after all of said line the following:

"Section 2. 1. Effective July 1, 2007, as such terms are defined in section 376.1350, a health carrier providing a group benefit plan or plans to an employer who meets the requirements of subsection 2 of this section shall, upon request by the employer or employer's producer of record, provide a report of the total dollar amount and total number of claims paid under the plan or plans for each of the prior three years or for each year coverage was in place if less than three years at the time of the request. In the case of an employer with multiple plans, the total dollar amounts shall be aggregated into one report. The report shall be provided within thirty days of the request. The information provided to the employer or the employer's producer of record shall be furnished in a manner that does not individually identify any employee or other person covered by the health benefit plan and shall comply with all applicable federal and state privacy laws regarding the disclosure of health records.

2. For purposes of subsection 1 of this section, an employer is one who:

(1) Employs at least fifty-one employees either at the time of the request or at the start of the reporting period; and

(2) Has been insured continuously with the health carrier or a carrier affiliated with the health carrier for at least the preceding twenty-two months."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cooper (120), **House Amendment No. 1** was adopted.

Representative Cooper (155) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 1103, Pages 1-2, Section 191.890, by deleting all of said section.

On motion of Representative Cooper (155), **House Amendment No. 2** was adopted by the following vote:

AYES: 098

Aull	Baker 123	Bearden	Behnen	Black
Bringer	Brown 50	Bruns	Casey	Chinn
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Curls
Dake	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fisher	Frame	Franz	Guest
Harris 110	Hobbs	Hoskins	Hubbard	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Kratky	Lager	Lembke	Liese	Lipke
Loehner	Marsh	May	Meadows	Moore
Munzlinger	Muschany	Myers	Nieves	Nolte
Parson	Pearce	Phillips	Pollock	Portwood
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	Sutherland	Swinger	Tilley
Viebrock	Wagner	Wallace	Walton	Wells
Weter	Whorton	Witte	Wood	Wright 137
Wright 159	Yaeger	Mr Speaker		

NOES: 051

Avery	Baker 25	Bivins	Bland	Bogetto
Bowman	Boykins	Brooks	Burnett	Chappelle-Nadal
Corcoran	Darrrough	Daus	Davis	Donnelly
Dougherty	Fares	Flook	Fraser	George
Harris 23	Haywood	Hughes	Johnson 61	Jolly
Kraus	Lampe	LeVota	Low 39	Lowe 44
McGhee	Meiners	Nance	Oxford	Page
Parker	Pratt	Salva	Schoemehl	Skaggs
St. Onge	Villa	Walsh	Wasson	Wildberger
Wilson 119	Wilson 130	Wright-Jones	Yates	Young
Zweifel				

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PRESENT: 006

Cunningham 86	El-Amin	Henke	Johnson 90	Kuessner
Threlkeld				

ABSENT WITH LEAVE: 007

Bean	Brown 30	Hunter	Rucker	Spreng
Storch	Vogt			

VACANCIES: 001

HCS HB 1103, as amended, was laid over.

HCS SS SCS SB 894, with House Amendment No. 1, pending, relating to educational standards and guidelines, was again taken up by Representative Muschany.

On motion of Representative Muschany, **House Amendment No. 1** was adopted by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Hobbs	Hoskins	Hubbard	Ice	Jackson
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Loehner	Marsh	May
McGhee	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 062

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hughes	Johnson 47	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Robinson	Roorda	Rucker
Salva	Schoemehl	Shoemyer	Skaggs	Swinger

Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Hunter	Spreng	Storch
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VACANCIES: 001

Representative El-Amin offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, Page 6, Section 1, Line 16, by inserting immediately after all of said line the following:

“Section 2. 1. In any city not within a county where a child under the age of seventeen required to attend school under section 167.031 accumulates fifteen or more absences during any one school year, the child's school district shall report such absences to the division of family services, children's division, within ten business days of the fifteenth day of absence. Such notification, which shall be in written form and retained in the student's school records, shall include:

- (1) The student's full name and parents' or guardians' full names;**
- (2) The addresses and phone numbers of the student and parents or guardians;**
- (3) The student's date of birth and age;**
- (4) The student's current school and grade level;**
- (5) The student's current grades for all classes in which the student is enrolled; and**
- (6) The total number of days missed and specific days missed from school.**

2. Upon receipt of a report of the absences of a child under this section, the children's division shall notify the child's parent or guardian that the child has accumulated fifteen or more absences and such report may be subject to the educational neglect provisions under section 210.145, RSMo. The notification required under this section is required regardless of whether a student's parent or guardian contacted the school and approved of the absences.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative El-Amin, **House Amendment No. 2** was adopted.

Representative Chinn offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, Section 160.775, Page 1, Line 1, by inserting before said section, the following:

"160.745. 1. This act shall be known as "The Founding Documents Protection Act".

2. No teacher, administrator, or school board in any public school district in this state shall be prohibited from reading or posting in a public school building, classroom, or at a school event any excerpts or portions of the following:

- (1) The preamble to the Missouri Constitution;**
- (2) The Declaration of Independence;**
- (3) The Constitution of the United States of America;**
- (4) The Mayflower Compact;**

- (5) The national motto;
- (6) The national anthem;
- (7) The Pledge of Allegiance;
- (8) The writings, speeches, documents, and proclamations of the founding fathers and Presidents of the United States of America;
- (9) The writings, speeches, and documents relating to civil rights leaders of the United States of America;
- (10) The writings, speeches, and documents relating to the signers of the Declaration of Independence and the Constitution of the United States of America;
- (11) The decisions of the Supreme Court of the United States of America; and
- (12) Acts of the Congress of the United States of America, including the published text of the Congressional Record.

3. There shall be no content-based censorship of American history or heritage in the state of Missouri based on religious references in the writings, documents, and records specified in this section.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Skaggs raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

House Amendment No. 3 was withdrawn.

Representative Pratt offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, Page 6, Section 1, Line 16, by inserting after said line the following:

"Section 2. 1. As used in this section, "automated external defibrillator" means a specialized defibrillator that is approved for use as a medical device by the United States Food and Drug Administration for performing automated external defibrillation.

2. The board of education of each school district shall require the placement of an automated external defibrillator in each high school under the control of the board. Where a school-sponsored competitive athletic event is held at a site other than a public school facility, the public school officials may ensure that such automated external defibrillator is available for use at the site. The board shall require that a sufficient number of the staff persons assigned to each high school under the control of the board successfully complete an appropriate training course in the use of an automated external defibrillator as described in section 190.092, RSMo.

3. In regard to the use of an automated external defibrillator that is placed in a high school as specified in this section, and except in the case of willful or wanton misconduct or when there is no good faith attempt to activate an emergency medical services system in accordance with section 190.092, RSMo, no person shall be held liable in civil damages for injury, death, or loss to person or property, or held criminally liable, for performing automated external defibrillation in good faith, regardless of whether the person has obtained appropriate training on how to perform automated external defibrillation or successfully completed a course in cardiopulmonary resuscitation. The school district or school where the automated external defibrillator is located shall likewise not be held liable for damages resulting from the use of an automated external defibrillator, provided that all other requirements of section 190.092, RSMo, have been met.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pratt, **House Amendment No. 4** was adopted.

Representative Wallace offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, Page 1, In the Title, Line 2, by deleting all of said line and inserting in lieu thereof the following:

"To repeal section 167.231, RSMo, and sections 163.021 and 163.031 as enacted by conference committee substitute for house committee"; and

Further amend said bill, Page 1, Section A, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"Section A. Section 167.231, RSMo, and sections 163.021 and 163.031 as enacted by conference committee substitute for house"; and

Further amend said bill, Page 6, Section 163.021, Line 71, by inserting after all of said line the following:

"163.031. 1. The department of elementary and secondary education shall calculate and distribute to each school district qualified to receive state aid under section 163.021 an amount determined by multiplying the district's weighted average daily attendance by the state adequacy target, multiplying this product by the dollar value modifier for the district, and subtracting from this product the district's local effort and, in years not governed under subsection 4 of this section, subtracting payments from the classroom trust fund under section 163.043.

2. Other provisions of law to the contrary notwithstanding:

(1) For districts with an average daily attendance of more than three hundred fifty in the school year preceding the payment year:

(a) For the 2006-07 school year, the state revenue per weighted average daily attendance received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the state revenue received by a district in the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the sum of one plus the product of one-third multiplied by the remainder of the dollar value modifier minus one, and dividing this product by the weighted average daily attendance computed for the 2005-06 school year;

(b) For the 2007-08 school year, the state revenue per weighted average daily attendance received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the state revenue received by a district in the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the sum of one plus the product of two-thirds multiplied by the remainder of the dollar value modifier minus one, and dividing this product by the weighted average daily attendance computed for the 2005-06 school year;

(c) For the 2008-09 school year, the state revenue per weighted average daily attendance received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the state revenue received by a district in the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the dollar value modifier, and dividing this product by the weighted average daily attendance computed for the 2005-06 school year;

(d) For each year subsequent to the 2008-09 school year, the amount shall be no less than that computed in paragraph (c) of this subdivision, multiplied by the weighted average daily attendance pursuant to section 163.036, less any increase in revenue received from the classroom trust fund under section 163.043;

(2) For districts with an average daily attendance of three hundred fifty or less in the school year preceding the payment year:

(a) For the 2006-07 school year, the state revenue received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the greater of state revenue received by a district in the 2004-05 or 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts

multiplied by the sum of one plus the product of one-third multiplied by the remainder of the dollar value modifier minus one;

(b) For the 2007-08 school year, the state revenue received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the greater of state revenue received by a district in the 2004-05 or 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the sum of one plus the product of two-thirds multiplied by the remainder of the dollar value modifier minus one;

(c) For the 2008-09 school year, the state revenue received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the greater of state revenue received by a district in the 2004-05 or 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the dollar value modifier;

(d) For each year subsequent to the 2008-09 school year, the amount shall be no less than that computed in paragraph (c) of this subdivision;

(3) The department of elementary and secondary education shall make an addition in the payment amount specified in subsection 1 of this section to assure compliance with the provisions contained in this subsection.

3. School districts that meet the requirements of section 163.021 shall receive categorical add-on revenue as provided in this subsection. The categorical add-on for the district shall be the sum of: seventy-five percent of the district allowable transportation costs under section 163.161; the career ladder entitlement for the district, as provided for in sections 168.500 to 168.515, RSMo; the vocational education entitlement for the district, as provided for in section 167.332, RSMo; and the district educational and screening program entitlements as provided for in sections 178.691 to 178.699, RSMo. The categorical add-on revenue amounts may be adjusted to accommodate available appropriations.

4. In the 2006-07 school year and each school year thereafter for five years, those districts entitled to receive state aid under the provisions of subsection 1 of this section shall receive state aid in an amount as provided in this subsection.

(1) For the 2006-07 school year, the amount shall be fifteen percent of the amount of state aid calculated for the district for the 2006-07 school year under the provisions of subsection 1 of this section, plus eighty-five percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(2) For the 2007-08 school year, the amount shall be thirty percent of the amount of state aid calculated for the district for the 2007-08 school year under the provisions of subsection 1 of this section, plus seventy percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(3) For the 2008-09 school year, the amount of state aid shall be forty-four percent of the amount of state aid calculated for the district for the 2008-09 school year under the provisions of subsection 1 of this section plus fifty-six percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(4) For the 2009-10 school year, the amount of state aid shall be fifty-eight percent of the amount of state aid calculated for the district for the 2009-10 school year under the provisions of subsection 1 of this section plus forty-two percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(5) For the 2010-11 school year, the amount of state aid shall be seventy-two percent of the amount of state aid calculated for the district for the 2010-11 school year under the provisions of subsection 1 of this section plus twenty-eight percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(6) For the 2011-12 school year, the amount of state aid shall be eighty-six percent of the amount of state aid calculated for the district for the 2011-12 school year under the provisions of subsection 1 of this section plus fourteen percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(7) (a) Notwithstanding subdivision (18) of section 163.011, the state adequacy target may not be adjusted downward to accommodate available appropriations in any year governed by this subsection.

(b) **a. For the 2006-07 school year**, if a school district experiences a decrease in summer school average daily attendance of more than fifteen percent from the district's 2005-06 summer school average daily attendance [in any year governed by this subsection], an amount equal to the product of the percent reduction [in] **that is in excess of fifteen percent** of the district's summer school average daily attendance multiplied by the funds generated by the district's summer school program in the 2005-06 school year shall be subtracted from the district's current year payment amount.

b. For the 2007-08 school year, if a school district experiences a decrease in summer school average daily attendance of more than thirty percent from the district's 2005-06 summer school average daily attendance, an amount equal to the product of the percent reduction that is in excess of thirty percent of the district's summer school average daily attendance multiplied by the funds generated by the district's summer school program in the 2005-06 school year shall be subtracted from the district's payment amount.

c. For the 2008-09 school year, if a school district experiences a decrease in summer school average daily attendance of more than forty-four percent from the district's 2005-06 summer school average daily attendance, an amount equal to the product of the percent reduction that is in excess of forty-four percent of the district's summer school average daily attendance multiplied by the funds generated by the district's summer school program in the 2005-06 school year shall be subtracted from the district's payment amount.

d. For the 2009-10 school year, if a school district experiences a decrease in summer school average daily attendance of more than fifty-eight percent from the district's 2005-06 summer school average daily attendance, an amount equal to the product of the percent reduction that is in excess of fifty-eight percent of the district's summer school average daily attendance multiplied by the funds generated by the district's summer school program in the 2005-06 school year shall be subtracted from the district's payment amount.

e. For the 2010-11 school year, if a school district experiences a decrease in summer school average daily attendance of more than seventy-two percent from the district's 2005-06 summer school average daily attendance, an amount equal to the product of the percent reduction that is in excess of seventy-two percent of the district's summer school average daily attendance multiplied by the funds generated by the district's summer school program in the 2005-06 school year shall be subtracted from the district's payment amount.

f. For the 2011-12 school year, if a school district experiences a decrease in summer school average daily attendance of more than eighty-six percent from the district's 2005-06 summer school average daily attendance, an amount equal to the product of the percent reduction that is in excess of eighty-six percent of the district's summer school average daily attendance multiplied by the funds generated by the district's summer school program in the 2005-06 school year shall be subtracted from the district's payment amount.

g. Notwithstanding the provisions of this paragraph, no such reduction shall be made in the case of a district receiving a payment under section 163.044 or any district whose regular school term average daily attendance for the preceding year was three hundred fifty or less.

h. This paragraph shall not be construed to permit any reduction applied under this paragraph to result in any district receiving a current-year payment that is less than the amount calculated for such district under subsection 2 of this section.

(c) If a school district experiences a decrease in its gifted program enrollment of more than twenty percent from its 2005-06 gifted program enrollment in any year governed by this subsection, an amount equal to the product of the percent reduction in the district's gifted program enrollment multiplied by the funds generated by the district's gifted program in the 2005-06 school year shall be subtracted from the district's current year payment amount.

5. For any school district meeting the eligibility criteria for state aid as established in section 163.021, but which is considered an option district under section 163.042 and therefore receives no state aid, the commissioner of education shall present a plan to the superintendent of the school district for the waiver of rules and the duration of said waivers, in order to promote flexibility in the operations of the district and to enhance and encourage efficiency in the delivery of instructional services as provided in section 163.042.

6. (1) No less than seventy-five percent of the state revenue received under the provisions of subsections 1, 2, and 4 of this section shall be placed in the teachers' fund, and the remaining percent of such moneys shall be placed in the incidental fund. No less than seventy-five percent of one-half of the funds received from the school district trust fund distributed under section 163.087 shall be placed in the teachers' fund. One hundred percent of revenue received under the provisions of section 163.161 shall be placed in the incidental fund. One hundred percent of revenue received under the provisions of sections 168.500 to 168.515, RSMo, shall be placed in the teachers' fund.

(2) A school district shall spend for certificated compensation and tuition expenditures each year:

(a) An amount equal to at least seventy-five percent of the state revenue received under the provisions of subsections 1, 2, and 4 of this section;

(b) An amount equal to at least seventy-five percent of one-half of the funds received from the school district trust fund distributed under section 163.087 during the preceding school year; and

(c) Beginning in fiscal year 2008, as much as was spent per the second preceding year's weighted average daily attendance for certificated compensation and tuition expenditures the previous year from revenue produced by local and county tax sources in the teachers' fund, plus the amount of the incidental fund to teachers' fund transfer calculated to be local and county tax sources by dividing local and county tax sources in the incidental fund by total revenue in the incidental fund.

In the event a district fails to comply with this provision, the amount by which the district fails to spend funds as provided herein shall be deducted from the district's state revenue received under the provisions of subsections 1, 2, and 4 of this section for the following year, provided that the state board of education may exempt a school district from this provision if the state board of education determines that circumstances warrant such exemption.

7. If a school district's annual audit discloses that students were inappropriately identified as eligible for free and reduced lunch, special education, or limited English proficiency and the district does not resolve the audit finding, the department of elementary and secondary education shall require that the amount of aid paid pursuant to the weighting for free and reduced lunch, special education, or limited English proficiency in the weighted average daily attendance on the inappropriately identified pupils be repaid by the district in the next school year and shall additionally impose a penalty of one hundred percent of such aid paid on such pupils, which penalty shall also be paid within the next school year. Such amounts may be repaid by the district through the withholding of the amount of state aid.

167.231. 1. Within all school districts except metropolitan districts the board of education shall provide transportation to and from school for all pupils living more than three and one-half miles from school and may provide transportation for all pupils. State aid for transportation shall be paid as provided in section 163.161, RSMo, only on the basis of the cost of pupil transportation for those pupils living one mile or more from school, including transportation provided to and from publicly operated university laboratory schools. The board of education may provide transportation for pupils living less than one mile from school at the expense of the district and may prescribe reasonable rules and regulations as to eligibility of pupils for transportation, **and, notwithstanding any other provision of law, no such district shall be subject to an administrative penalty when the district demonstrates pursuant to rule established by the state board of education that such students are required to cross a state highway or county arterial in the absence of sidewalks, traffic signals, or a crossing guard and that no existing bus stop location has been changed to permit a district to evade such penalty.** If no increase in the tax levy of the school district is required to provide transportation for pupils living less than one mile from the school, the board may transport said pupils. If an increase in the tax levy of the school district is required to provide transportation for pupils living less than one mile from school, the board shall submit the question at a public election. If a two-thirds majority of the voters voting on the question at the election are in favor of providing the transportation, the board shall arrange and provide therefor.

2. The proposal and the ballots may be in substantially the following form:

Shall the board of education of the school district provide transportation at the expense of the district for pupils living less than one mile from school and be authorized to levy an additional tax of cents on the one hundred dollars assessed valuation to provide funds to pay for such transportation service?

☐ YES

☐ NO

(If you are in favor of the proposition (or question), place an X in the box opposite "YES". If you are opposed to the proposition (or question), place an X in the box opposite "NO".)

3. The board of education of any school district may provide transportation to and from school for any public school pupil not otherwise eligible for transportation under the provisions of state law, and may prescribe reasonable rules and regulations as to eligibility for transportation, if the parents or guardian of the pupil agree in writing to pay the actual cost of transporting the pupil. The minimum charge would be the actual cost of transporting the pupil for ninety school days, which actual cost is to be determined by the average per pupil cost of transporting children in the school district during the preceding school year. The full actual cost shall be paid by the parent or guardian of the pupil and shall not be paid out of any state school aid funds or out of any other revenues of the school district. The cost of transportation may be paid in installments, and the board of education shall establish the cost of the transportation and the time or times and method of payment."; and

Further amend said bill, Page 6, Section B, Line 2, by deleting all of said line and inserting in lieu thereof the following:

"schools, the repeal and reenactment of sections 163.021, 163.031, and 167.231 of section A of this act are deemed"; and

Further amend said bill, Page 6, Section B, Line 5, by deleting all of said line and inserting in lieu thereof the following:

"and reenactment of sections 163.021, 163.031, and 167.231 of section A of this act shall be in full force and effect on"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schneider offered **House Amendment No. 1 to House Amendment No. 5.**

House Amendment No. 1
to
House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, Page 1, Line 9, by inserting after all of said line the following:

"Further amend said bill, Page 4, Section 163.021, Line 1, by inserting immediately preceding all of said line the following:

"163.011. As used in this chapter unless the context requires otherwise:

(1) "Adjusted operating levy", the sum of tax rates for the current year for teachers' and incidental funds for a school district as reported to the proper officer of each county pursuant to section 164.011, RSMo;

(2) "Average daily attendance", the quotient or the sum of the quotients obtained by dividing the total number of hours attended in a term by resident pupils between the ages of five and twenty-one by the actual number of hours school was in session in that term. To the average daily attendance of the following school term shall be added the full-time equivalent average daily attendance of summer school students. "Full-time equivalent average daily attendance of summer school students" shall be computed by dividing the total number of hours attended by [all] only those summer school pupils **who are attending summer school classes in the core academic areas of communication arts, mathematics, science, and social studies** by the number of hours required in section 160.011, RSMo, in the school term. For purposes of determining average daily attendance under this subdivision, the term "resident pupil" shall include all children between the ages of five and twenty-one who are residents of the school district and who are attending kindergarten through grade twelve in such district. If a child is attending school in a district other than the district of residence and the child's parent is teaching in the school district or is a regular employee of the school district which the child is attending, then such child shall be considered a resident pupil of the school district which the child is attending for such period of time when the district of residence is not otherwise liable for tuition. Average daily attendance for students below the age of five years for which a school district may receive state aid based on such attendance shall be computed as regular school term attendance unless otherwise provided by law;

(3) "Current operating expenditures":

(a) For the fiscal year 2007 calculation, "current operating expenditures" shall be calculated using data from fiscal year 2004 and shall be calculated as all expenditures for instruction and support services except capital outlay and debt service expenditures minus the revenue from federal categorical sources; food service; student activities; categorical payments for transportation costs pursuant to section 163.161; state reimbursements for early childhood special education; the career ladder entitlement for the district, as provided for in sections 168.500 to 168.515, RSMo; the vocational education entitlement for the district, as provided for in section 167.332, RSMo; and payments from other districts;

(b) In every fiscal year subsequent to fiscal year 2007, current operating expenditures shall be the amount in paragraph (a) plus any increases in state funding pursuant to sections 163.031 and 163.043 subsequent to fiscal year 2005, not to exceed five percent, per recalculation, of the state revenue received by a district in the 2004-05 school year

from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments for any district from the first preceding calculation of the state adequacy target;

(4) "District's tax rate ceiling", the highest tax rate ceiling in effect subsequent to the 1980 tax year or any subsequent year. Such tax rate ceiling shall not contain any tax levy for debt service;

(5) "Dollar value modifier", an index of the relative purchasing power of a dollar, calculated as one plus fifteen percent of the difference of the regional wage ratio minus one, provided that the dollar value modifier shall not be applied at a rate less than 1.0:

(a) "County wage per job", the total county wage and salary disbursements divided by the total county wage and salary employment for each county and the city of St. Louis as reported by the Bureau of Economic Analysis of the United States Department of Commerce for the fourth year preceding the payment year;

(b) "Regional wage per job":

a. The total Missouri wage and salary disbursements of the metropolitan area as defined by the Office of Management and Budget divided by the total Missouri metropolitan wage and salary employment for the metropolitan area for the county signified in the school district number or the city of St. Louis, as reported by the Bureau of Economic Analysis of the United States Department of Commerce for the fourth year preceding the payment year and recalculated upon every decennial census to incorporate counties that are newly added to the description of metropolitan areas; or if no such metropolitan area is established, then:

b. The total Missouri wage and salary disbursements of the micropolitan area as defined by the Office of Management and Budget divided by the total Missouri micropolitan wage and salary employment for the micropolitan area for the county signified in the school district number, as reported by the Bureau of Economic Analysis of the United States Department of Commerce for the fourth year preceding the payment year, if a micropolitan area for such county has been established and recalculated upon every decennial census to incorporate counties that are newly added to the description of micropolitan areas; or

c. If a county is not part of a metropolitan or micropolitan area as established by the Office of Management and Budget, then the county wage per job, as defined in paragraph (a) of this subdivision, shall be used for the school district, as signified by the school district number;

(c) "Regional wage ratio", the ratio of the regional wage per job divided by the state median wage per job;

(d) "State median wage per job", the fifty-eighth highest county wage per job;

(6) "Free and reduced lunch pupil count", the number of pupils eligible for free and reduced lunch on the last Wednesday in January for the preceding school year who were enrolled as students of the district, as approved by the department in accordance with applicable federal regulations;

(7) "Free and reduced lunch threshold" shall be calculated by dividing the total free and reduced lunch pupil count of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, by the total average daily attendance of all included performance districts;

(8) "Limited English proficiency pupil count", the number in the preceding school year of pupils aged three through twenty-one enrolled or preparing to enroll in an elementary school or secondary school who were not born in the United States or whose native language is a language other than English or are Native American or Alaskan native, or a native resident of the outlying areas, and come from an environment where a language other than English has had a significant impact on such individuals' level of English language proficiency, or are migratory, whose native language is a language other than English, and who come from an environment where a language other than English is dominant; and have difficulties in speaking, reading, writing, or understanding the English language sufficient to deny such individuals the ability to meet the state's proficient level of achievement on state assessments described in Public Law 107-10, the ability to achieve successfully in classrooms where the language of instruction is English, or the opportunity to participate fully in society;

(9) "Limited English proficiency threshold" shall be calculated by dividing the total limited English proficiency pupil count of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, by the total average daily attendance of all included performance districts;

(10) "Local effort":

(a) For the fiscal year 2007 calculation, "local effort" shall be computed as the equalized assessed valuation of the property of a school district in calendar year 2004 divided by one hundred and multiplied by the performance levy less the percentage retained by the county assessor and collector plus one hundred percent of the amount received in fiscal year 2005 for school purposes from intangible taxes, fines, escheats, payments in lieu of taxes and receipts from state-assessed railroad and utility tax, one hundred percent of the amount received for school purposes pursuant to the merchants' and manufacturers' taxes under sections 150.010 to 150.370, RSMo, one hundred percent of the amounts

received for school purposes from federal properties under sections 12.070 and 12.080, RSMo, except when such amounts are used in the calculation of federal impact aid pursuant to P.L. 81-874, fifty percent of Proposition C revenues received for school purposes from the school district trust fund under section 163.087, and one hundred percent of any local earnings or income taxes received by the district for school purposes. Under this paragraph, for a special district established under sections 162.815 to 162.940, RSMo, in a county with a charter form of government and with more than one million inhabitants, a tax levy of zero shall be utilized in lieu of the performance levy for the special school district;

(b) In every year subsequent to fiscal year 2007, "local effort" shall be the amount calculated under paragraph (a) of this subdivision plus any increase in the amount received for school purposes from fines. If a district's assessed valuation has decreased subsequent to the calculation outlined in paragraph (a) of this subdivision, the district's local effort shall be calculated using the district's current assessed valuation in lieu of the assessed valuation utilized in calculation outlined in paragraph (a) of this subdivision;

(11) "Membership" shall be the average of:

(a) The number of resident full-time students and the full-time equivalent number of part-time students who were enrolled in the public schools of the district on the last Wednesday in September of the previous year and who were in attendance one day or more during the preceding ten school days; and

(b) The number of resident full-time students and the full-time equivalent number of part-time students who were enrolled in the public schools of the district on the last Wednesday in January of the previous year and who were in attendance one day or more during the preceding ten school days, plus the full-time equivalent number of summer school pupils.

"Full-time equivalent number of part-time students" is determined by dividing the total number of hours for which all part-time students are enrolled by the number of hours in the school term. "Full-time equivalent number of summer school pupils" is determined by dividing the total number of hours for which all summer school pupils were enrolled by the number of hours required pursuant to section 160.011, RSMo, in the school term. Only students eligible to be counted for average daily attendance shall be counted for membership;

(12) "Operating levy for school purposes", the sum of tax rates levied for teachers' and incidental funds plus the operating levy or sales tax equivalent pursuant to section 162.1100, RSMo, of any transitional school district containing the school district, in the payment year, not including any equalized operating levy for school purposes levied by a special school district in which the district is located;

(13) "Performance district", any district that has met all performance standards and indicators as established by the department of elementary and secondary education for purposes of accreditation under section 161.092, RSMo, and as reported on the final annual performance report for that district each year;

(14) "Performance levy", three dollars and forty-three cents;

(15) "School purposes" pertains to teachers' and incidental funds;

(16) "Special education pupil count", the number of public school students with a current individualized education program and receiving services from the resident district as of December first of the preceding school year, except for special education services provided through a school district established under sections 162.815 to 162.940, RSMo, in a county with a charter form of government and with more than one million inhabitants, in which case the sum of the students in each district within the county exceeding the special education threshold of each respective district within the county shall be counted within the special district and not in the district of residence for purposes of distributing the state aid derived from the special education pupil count;

(17) "Special education threshold" shall be calculated by dividing the total special education pupil count of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, by the total average daily attendance of all included performance districts;

(18) "State adequacy target", the sum of the current operating expenditures of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, divided by the total average daily attendance of all included performance districts. The department of elementary and secondary education shall first calculate the state adequacy target for fiscal year 2007 and recalculate the state adequacy target every two years using the most current available data. The recalculation shall never result in a decrease from the previous state adequacy target amount. Should a recalculation result in an increase in the state adequacy target amount, fifty percent of that increase shall be included in the state adequacy target amount in the year of recalculation, and fifty percent of that increase shall be included in the state adequacy target amount in the subsequent year. The state adequacy target may be adjusted to accommodate available appropriations;

(19) "Teacher", any teacher, teacher-secretary, substitute teacher, supervisor, principal, supervising principal, superintendent or assistant superintendent, school nurse, social worker, counselor or librarian who shall, regularly, teach or be employed for no higher than grade twelve more than one-half time in the public schools and who is certified under the laws governing the certification of teachers in Missouri;

(20) "Weighted average daily attendance", the average daily attendance plus the product of twenty-five hundredths multiplied by the free and reduced lunch pupil count that exceeds the free and reduced lunch threshold, plus the product of seventy-five hundredths multiplied by the number of special education pupil count that exceeds the special education threshold, and plus the product of six-tenths multiplied by the number of limited English proficiency pupil count that exceeds the limited English proficiency threshold. For special districts established under sections 162.815 to 162.940, RSMo, in a county with a charter form of government and with more than one million inhabitants, weighted average daily attendance shall be the average daily attendance plus the product of twenty-five hundredths multiplied by the free and reduced lunch pupil count that exceeds the free and reduced lunch threshold, plus the product of seventy-five hundredths multiplied by the sum of the special education pupil count that exceeds the threshold for each county district, plus the product of six-tenths multiplied by the limited English proficiency pupil count that exceeds the limited English proficiency threshold. None of the districts comprising a special district established under sections 162.815 to 162.940, RSMo, in a county with a charter form of government and with more than one million inhabitants, shall use any special education pupil count in calculating their weighted average daily attendance.""; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schneider, **House Amendment No. 1 to House Amendment No. 5** was adopted.

Representative Faith offered **House Amendment No. 2 to House Amendment No. 5**.

*House Amendment No. 2
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, Page 1, Line 11, by inserting after said line the following:

"House Committee Substitute for Senate Substitute for Senate Bill No. 1058, Section 105.711, Page 13, Line 217, by inserting after all of said section, the following:

"163.011. As used in this chapter unless the context requires otherwise:

(1) "Adjusted operating levy", the sum of tax rates for the current year for teachers' and incidental funds for a school district as reported to the proper officer of each county pursuant to section 164.011, RSMo;

(2) "Average daily attendance", the quotient or the sum of the quotients obtained by dividing the total number of hours attended in a term by resident pupils between the ages of five and twenty-one by the actual number of hours school was in session in that term. To the average daily attendance of the following school term shall be added the full-time equivalent average daily attendance of summer school students. "Full-time equivalent average daily attendance of summer school students" shall be computed by dividing the total number of hours attended by all summer school pupils by the number of hours required in section 160.011, RSMo, in the school term. For purposes of determining average daily attendance under this subdivision, the term "resident pupil" shall include all children between the ages of five and twenty-one who are residents of the school district and who are attending kindergarten through grade twelve in such district. If a child is attending school in a district other than the district of residence and the child's parent is teaching in the school district or is a regular employee of the school district which the child is attending, then such child shall be considered a resident pupil of the school district which the child is attending for such period of time when the district of residence is not otherwise liable for tuition. Average daily attendance for students below the age of five years for which a school district may receive state aid based on such attendance shall be computed as regular school term attendance unless otherwise provided by law;

(3) "Current operating expenditures":

(a) For the fiscal year 2007 calculation, "current operating expenditures" shall be calculated using data from fiscal year 2004 and shall be calculated as all expenditures for instruction and support services except capital outlay and

debt service expenditures minus the revenue from federal categorical sources; food service; student activities; categorical payments for transportation costs pursuant to section 163.161; state reimbursements for early childhood special education; the career ladder entitlement for the district, as provided for in sections 168.500 to 168.515, RSMo; the vocational education entitlement for the district, as provided for in section 167.332, RSMo; and payments from other districts;

(b) In every fiscal year subsequent to fiscal year 2007, current operating expenditures shall be the amount in paragraph (a) plus any increases in state funding pursuant to sections 163.031 and 163.043 subsequent to fiscal year 2005, not to exceed five percent, per recalculation, of the state revenue received by a district in the 2004-05 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments for any district from the first preceding calculation of the state adequacy target;

(4) "District's tax rate ceiling", the highest tax rate ceiling in effect subsequent to the 1980 tax year or any subsequent year. Such tax rate ceiling shall not contain any tax levy for debt service;

(5) "Dollar value modifier", an index of the relative purchasing power of a dollar, calculated as one plus fifteen percent of the difference of the regional wage ratio minus one, provided that the dollar value modifier shall not be applied at a rate less than 1.0:

(a) "County wage per job", the total county wage and salary disbursements divided by the total county wage and salary employment for each county and the city of St. Louis as reported by the Bureau of Economic Analysis of the United States Department of Commerce for the fourth year preceding the payment year;

(b) "Regional wage per job":

a. The total Missouri wage and salary disbursements of the metropolitan area as defined by the Office of Management and Budget divided by the total Missouri metropolitan wage and salary employment for the metropolitan area for the county signified in the school district number or the city of St. Louis, as reported by the Bureau of Economic Analysis of the United States Department of Commerce for the fourth year preceding the payment year and recalculated upon every decennial census to incorporate counties that are newly added to the description of metropolitan areas; or if no such metropolitan area is established, then:

b. The total Missouri wage and salary disbursements of the micropolitan area as defined by the Office of Management and Budget divided by the total Missouri micropolitan wage and salary employment for the micropolitan area for the county signified in the school district number, as reported by the Bureau of Economic Analysis of the United States Department of Commerce for the fourth year preceding the payment year, if a micropolitan area for such county has been established and recalculated upon every decennial census to incorporate counties that are newly added to the description of micropolitan areas; or

c. If a county is not part of a metropolitan or micropolitan area as established by the Office of Management and Budget, then the county wage per job, as defined in paragraph (a) of this subdivision, shall be used for the school district, as signified by the school district number;

(c) "Regional wage ratio", the ratio of the regional wage per job divided by the state median wage per job;

(d) "State median wage per job", the fifty-eighth highest county wage per job;

(6) "Free and reduced lunch pupil count", the number of pupils eligible for free and reduced lunch on the last Wednesday in January for the preceding school year who were enrolled as students of the district, as approved by the department in accordance with applicable federal regulations;

(7) "Free and reduced lunch threshold" shall be calculated by dividing the total free and reduced lunch pupil count of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, by the total average daily attendance of all included performance districts;

(8) "Limited English proficiency pupil count", the number in the preceding school year of pupils aged three through twenty-one enrolled or preparing to enroll in an elementary school or secondary school who were not born in the United States or whose native language is a language other than English or are Native American or Alaskan native, or a native resident of the outlying areas, and come from an environment where a language other than English has had a significant impact on such individuals' level of English language proficiency, or are migratory, whose native language is a language other than English, and who come from an environment where a language other than English is dominant; and have difficulties in speaking, reading, writing, or understanding the English language sufficient to deny such individuals the ability to meet the state's proficient level of achievement on state assessments described in Public Law 107-10, the ability to achieve successfully in classrooms where the language of instruction is English, or the opportunity to participate fully in society;

(9) "Limited English proficiency threshold" shall be calculated by dividing the total limited English proficiency pupil count of every performance district that falls entirely above the bottom five percent and entirely below the top five

percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, by the total average daily attendance of all included performance districts;

(10) "Local effort":

(a) For the fiscal year 2007 calculation, "local effort" shall be computed as the equalized assessed valuation of the property of a school district in calendar year 2004 divided by one hundred and multiplied by the performance levy less the percentage retained by the county assessor and collector plus one hundred percent of the amount received in fiscal year 2005 for school purposes from intangible taxes, fines, escheats, payments in lieu of taxes and receipts from state-assessed railroad and utility tax, one hundred percent of the amount received for school purposes pursuant to the merchants' and manufacturers' taxes under sections 150.010 to 150.370, RSMo, one hundred percent of the amounts received for school purposes from federal properties under sections 12.070 and 12.080, RSMo, except when such amounts are used in the calculation of federal impact aid pursuant to P.L. 81-874, fifty percent of Proposition C revenues received for school purposes from the school district trust fund under section 163.087, and one hundred percent of any local earnings or income taxes received by the district for school purposes. Under this paragraph, for a special district established under sections 162.815 to 162.940, RSMo, in a county with a charter form of government and with more than one million inhabitants, a tax levy of zero shall be utilized in lieu of the performance levy for the special school district;

(b) In every year subsequent to fiscal year 2007, "local effort" shall be the amount calculated under paragraph (a) of this subdivision plus any increase in the amount received for school purposes from fines **or less any decrease in the amount received for school purposes from fines in any school district located at least partially in any county, except in any county of the first classification with more than one hundred ninety-eight thousand but fewer than one hundred ninety-nine thousand two hundred inhabitants, that has created or creates a county municipal court after June 30, 2004.** If a district's assessed valuation has decreased subsequent to the calculation outlined in paragraph (a) of this subdivision, the district's local effort shall be calculated using the district's current assessed valuation in lieu of the assessed valuation utilized in calculation outlined in paragraph (a) of this subdivision;

(11) "Membership" shall be the average of:

(a) The number of resident full-time students and the full-time equivalent number of part-time students who were enrolled in the public schools of the district on the last Wednesday in September of the previous year and who were in attendance one day or more during the preceding ten school days; and

(b) The number of resident full-time students and the full-time equivalent number of part-time students who were enrolled in the public schools of the district on the last Wednesday in January of the previous year and who were in attendance one day or more during the preceding ten school days, plus the full-time equivalent number of summer school pupils.

"Full-time equivalent number of part-time students" is determined by dividing the total number of hours for which all part-time students are enrolled by the number of hours in the school term. "Full-time equivalent number of summer school pupils" is determined by dividing the total number of hours for which all summer school pupils were enrolled by the number of hours required pursuant to section 160.011, RSMo, in the school term. Only students eligible to be counted for average daily attendance shall be counted for membership;

(12) "Operating levy for school purposes", the sum of tax rates levied for teachers' and incidental funds plus the operating levy or sales tax equivalent pursuant to section 162.1100, RSMo, of any transitional school district containing the school district, in the payment year, not including any equalized operating levy for school purposes levied by a special school district in which the district is located;

(13) "Performance district", any district that has met all performance standards and indicators as established by the department of elementary and secondary education for purposes of accreditation under section 161.092, RSMo, and as reported on the final annual performance report for that district each year;

(14) "Performance levy", three dollars and forty-three cents;

(15) "School purposes" pertains to teachers' and incidental funds;

(16) "Special education pupil count", the number of public school students with a current individualized education program and receiving services from the resident district as of December first of the preceding school year, except for special education services provided through a school district established under sections 162.815 to 162.940, RSMo, in a county with a charter form of government and with more than one million inhabitants, in which case the sum of the students in each district within the county exceeding the special education threshold of each respective district within the county shall be counted within the special district and not in the district of residence for purposes of distributing the state aid derived from the special education pupil count;

(17) "Special education threshold" shall be calculated by dividing the total special education pupil count of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of

average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, by the total average daily attendance of all included performance districts;

(18) "State adequacy target", the sum of the current operating expenditures of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, divided by the total average daily attendance of all included performance districts. The department of elementary and secondary education shall first calculate the state adequacy target for fiscal year 2007 and recalculate the state adequacy target every two years using the most current available data. The recalculation shall never result in a decrease from the previous state adequacy target amount. Should a recalculation result in an increase in the state adequacy target amount, fifty percent of that increase shall be included in the state adequacy target amount in the year of recalculation, and fifty percent of that increase shall be included in the state adequacy target amount in the subsequent year. The state adequacy target may be adjusted to accommodate available appropriations;

(19) "Teacher", any teacher, teacher-secretary, substitute teacher, supervisor, principal, supervising principal, superintendent or assistant superintendent, school nurse, social worker, counselor or librarian who shall, regularly, teach or be employed for no higher than grade twelve more than one-half time in the public schools and who is certified under the laws governing the certification of teachers in Missouri;

(20) "Weighted average daily attendance", the average daily attendance plus the product of twenty-five hundredths multiplied by the free and reduced lunch pupil count that exceeds the free and reduced lunch threshold, plus the product of seventy-five hundredths multiplied by the number of special education pupil count that exceeds the special education threshold, and plus the product of six-tenths multiplied by the number of limited English proficiency pupil count that exceeds the limited English proficiency threshold. For special districts established under sections 162.815 to 162.940, RSMo, in a county with a charter form of government and with more than one million inhabitants, weighted average daily attendance shall be the average daily attendance plus the product of twenty-five hundredths multiplied by the free and reduced lunch pupil count that exceeds the free and reduced lunch threshold, plus the product of seventy-five hundredths multiplied by the sum of the special education pupil count that exceeds the threshold for each county district, plus the product of six-tenths multiplied by the limited English proficiency pupil count that exceeds the limited English proficiency threshold. None of the districts comprising a special district established under sections 162.815 to 162.940, RSMo, in a county with a charter form of government and with more than one million inhabitants, shall use any special education pupil count in calculating their weighted average daily attendance."; and

Further amend said amendment, Page10, Section B, Line 29, by inserting after all of said line the following:

"Section F. Because of the need to provide a quality education for Missouri students, sections 163.011 and 163.031 are deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and sections 163.011 and 163.031 shall be in full force and effect on July 1, 2006, or upon its passage and approval, whichever comes later."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Faith, **House Amendment No. 2 to House Amendment No. 5** was adopted.

On motion of Representative Wallace, **House Amendment No. 5, as amended**, was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Curls	Dake	Darrough	Daus	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Ervin

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Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 003

Cunningham 86	Davis	Emery
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PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Hunter	Marsh	Spreng
Storch	Vogt			

VACANCIES: 001

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider

Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

NOES: 052

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	El-Amin	Fraser	Harris 23
Harris 110	Haywood	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kuessner	Lampe
LeVota	Liese	Low 39	Meiners	Oxford
Page	Robinson	Roorda	Rucker	Salva
Schoemehl	Skaggs	Swinger	Villa	Walsh
Walton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 008

Casey	Dougherty	Frame	Henke	Meadows
Shoemyer	Wagner	Whorton		

ABSENT WITH LEAVE: 011

Bean	Brown 30	George	Kratky	Lowe 44
Marsh	Myers	Spreng	Storch	Vogt
Weter				

VACANCIES: 001

Speaker Jetton resumed the Chair.

On motion of Representative Muschany, **HCS SS SCS SB 894, as amended**, was adopted.

On motion of Representative Muschany, **HCS SS SCS SB 894, as amended**, was read the third time and passed by the following vote:

AYES: 122

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Bruns	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Dake	Darrough	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 110
Haywood	Hobbs	Hoskins	Hubbard	Hunter
Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Kratky	Kraus	Lager	Lampe
Lembke	Liese	Lipke	Loehner	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Nance	Nieves	Nolte	Page

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Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wood
Wright 137	Wright 159	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 033

Baker 25	Bland	Bowman	Boykins	Bringer
Brooks	Brown 50	Burnett	Chappelle-Nadal	Curls
Daus	Donnelly	George	Harris 23	Henke
Hughes	Johnson 61	Johnson 90	Jolly	Kuessner
LeVota	Low 39	Lowe 44	Oxford	Roorda
Skaggs	Swinger	Villa	Wagner	Walsh
Wilson 130	Witte	Wright-Jones		

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Marsh	Myers	Spreng
Storch	Vogt			

VACANCIES: 001

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Hobbs	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Loehner	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 057

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meiners	Oxford	Page
Robinson	Roorda	Rucker	Salva	Schoemehl
Shoemyer	Skaggs	Swinger	Villa	Walsh
Walton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 004

Casey	Meadows	Wagner	Whorton
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ABSENT WITH LEAVE: 007

Bean	Brown 30	Corcoran	Marsh	Spreng
Storch	Vogt			

VACANCIES: 001

The emergency clause was defeated by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 056

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Burnett	Casey
Chappelle-Nadal	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	Frame	Fraser	Harris 23
Harris 110	Haywood	Henke	Hughes	Johnson 61

Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Loehner	Low 39	Lowe 44
Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Swinger	Villa	Wagner	Walsh	Walton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 005

Brooks	El-Amin	George	Meadows	Whorton
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ABSENT WITH LEAVE: 008

Bean	Black	Brown 30	Corcoran	Marsh
Spreng	Storch	Vogt		

VACANCIES: 001

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE NO. 2
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NOS. 1014 & 730**

The Conference Committee appointed on House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, with House Amendment Nos. 1 & 3 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment No. 5, House Amendment No. 1 to House Amendment No. 7, and House Amendment No. 7, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, as amended;
2. That the Senate recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Delbert Scott
 /s/ Michael R. Gibbons
 /s/ Carl Vogel
 /s/ Victor Callahan

FOR THE HOUSE:

/s/ Bryan P. Stevenson
 /s/ Bob May
 /s/ Ryan Silvey

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to adopt the **CCR on HCS SS#2 SCS SBs 1014 & 730, as amended**, and request the House grant the Senate further conference on **HCS SS#2 SCS SBs 1014 & 730, as amended**.

BILL CARRYING REQUEST MESSAGE

HCS SS#2 SCS SBs 1014 & 730, as amended, relating to election administration, was taken up by Representative Stevenson.

Representative Stevenson moved that the House grant the Senate a further conference on **HCS SS#2 SCS SBs 1014 & 730, as amended**.

Representative El-Amin made a substitute motion that the House grant the Senate a further conference on **HCS SS#2 SCS SBs 1014 & 730, as amended**, and the House conferees be bound to the House position on **House Amendment No. 7**.

Which motion was defeated by the following vote:

AYES: 062

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Curls	Dake	Darrough
Daus	Donnelly	Dougherty	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Swinger	Villa	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

NOES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter

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Icet	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Corcoran	Deeken	Marsh
Spreng	Storch	Vogt		

VACANCIES: 001

Representative Stevenson again moved that the House grant the Senate a further conference on **HCS SS#2 SCS SBs 1014 & 730, as amended.**

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290: Representatives Lipke, Tilley, Jones, Johnson (61) and Johnson (90)

HCS SS SCS SB 832: Representatives Johnson (47), Schneider, Wallace, Daus and Curls

RE-APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker re-appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SS#2 SCS SBs 1014 & 730: Representatives Stevenson, May, Silvey, Wagner and Donnelly

COMMITTEE REPORTS

Committee on Judiciary, Chairman Pratt reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 589**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 1072**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 916**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SCS SBs 1031 & 846**, begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HA 1 to SB 766** and requests the House recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1026**, entitled:

An act to repeal section 578.501, RSMo, and to enact in lieu thereof two new sections relating to protest activities near funeral services, with penalty provisions, and emergency clause, and a contingent effective date.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1182**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **SS SCS HCS HB 1306, as amended**: Senators Crowell, Champion, Nodler, Kennedy and Green.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SS SB 696, as amended**: Senators Nodler, Griesheimer, Goodman, Green and Wheeler.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SCS SB 756**: Senators Clemens, Loudon, Scott, Coleman and Days.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SS SCS SB 832, as amended**: Senators Griesheimer, Koster, Gross, Green and Coleman.

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 756**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 756 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 756;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 756;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 756, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Dan Clemens
/s/ John Loudon
/s/ Delbert Scott
/s/ Maida J. Coleman
/s/ Rita Heard Days

FOR THE HOUSE:

/s/ Robert Behnen
/s/ Jay Wasson
/s/ Don Wells
/s/ Sam Page
/s/ Curt Dougherty

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Wednesday, May 10, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Sixty-ninth Day, Monday, May 8, 2006, Page 1639, Line 19, by deleting the “,” following the word “however”.

AFFIDAVITS

I, State Representative Amber Boykins, District 60, hereby state and affirm that my votes as recorded on Pages 1617 and 1642 of the House Journal for Monday, May 8, 2006 showing that I voted "absent with leave" were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time these votes were taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2006.

/s/ Amber Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Amber Boykins, District 60, hereby state and affirm that my votes as recorded on Pages 1640 and 1641 of the House Journal for Tuesday, May 8, 2006 showing that I voted "absent with leave" were incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "no". I further state and affirm that I was present in the House Chamber at the time these votes were taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 9th day of May 2006.

/s/ Amber Boykins
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 9th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

FISCAL REVIEW

Wednesday, May 10, 2006, 8:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Thursday, May 11, 2006, 8:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Friday, May 12, 2006, 8:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, May 10, 2006, 12:00 p.m. Hearing Room 1.

Public hearing to be held on: HB 2051

Executive session may be held on: SCS SB 798, SCS SB 1032

RULES (PURSUANT TO RULE 25(26)(F))

Wednesday, May 10, 2006, 12:00 p.m. Hearing Room 5.

Committee will convene upon morning recess or approximately 12:00 p.m.

Public hearings to be held on: SCR 29, HCS SCS SBs 905 & 910,

HCS SS SCS SB 895, HCS SS SCS SBs 1210, 1244 & 844, HCS SCS SB 1250

SPECIAL COMMITTEE ON IMMIGRATION REFORM

Thursday, May 11, 2006, 12:00 p.m. Hearing Room 7.

Informational meeting only. AMENDED

TRANSPORTATION

Wednesday, May 10, 2006, 8:00 a.m. Hearing Room 1.

POW/MIA memorial highway naming.

Discussion on new mile markers being installed along interstate system.

Executive session may follow.

HOUSE CALENDAR

SEVENTY-FIRST DAY, WEDNESDAY, MAY 10, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HCS HJR 31 - Cunningham (86)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HBs 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter
- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge
- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HBs 1651 & 1608 - Yates
- 23 HB 2111 - Hubbard
- 24 HCS HB 1868 - Faith
- 25 HCS HB 2040 - Richard
- 26 HB 1537 - Schaaf
- 27 HCS HB 2047 - Johnson (47)
- 28 HCS#2 HBs 2008, 1218 & 1062 - Muschany
- 29 HB 1946 - El-Amin
- 30 HB 1184 - Stevenson
- 31 HCS HBs 1340, 1549, 1918 & 1998 - Schlottach
- 32 HCS HB 1968 - Zweifel
- 33 HCS HB 1147 - Bivins
- 34 HCS HB 1465 - Hunter

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- 35 HCS HB 1600 - Viebrock
- 36 HCS HB 1730 - Schlottach
- 37 HCS HB 1089 - Schaaf
- 38 HCS HB 1751 - Munzlinger
- 39 HCS HBs 1273 & 1136 - Baker (123)
- 40 HCS HB 1327 - Schaaf
- 41 HB 1853 - Bland
- 42 HCS HB 2016 - Schlottach

HOUSE BILL FOR PERFECTION - INFORMAL

HCS HB 1783 & 1479 - Bearden

(3 hours debate on Perfection)

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 31, (4-24-06, Pages 1206-1207) - Fraser
- 7 HCR 49, (4-27-06, Pages 1316-1317) - Emery
- 8 HCS HCR 34, (4-12-06, Page 1042) - Myers
- 9 HCR 23, (3-14-06, Pages 544-545) - Wilson (130)

SENATE BILLS FOR THIRD READING - CONSENT

- 1 HCS SB 712, E.C. - Bruns
- 2 SCS SB 870, E.C. - Cooper (158)
- 3 SB 881 - Robinson
- 4 SB 919 - Rector
- 5 SB 931 - Parson
- 6 SB 964 - Jackson
- 7 SB 990, as amended - Bruns
- 8 SCS#2 SB 1003, E.C. - Bruns
- 9 SB 1057 - Behnen
- 10 SCS SB 1059 - Roorda
- 11 SCS SB 1060 - Jackson
- 12 SB 1085 - Cooper (155)
- 13 SB 1139 - Yaeger
- 14 SB 1146 - Pratt
- 15 SB 1197 - Viebrock
- 16 SB 1208 - Pratt
- 17 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 HCS SCS SB 878 - Stevenson
- 2 HCS SCS SB 1048 - Schaaf
- 3 HCS SB 629, as amended, HA 3, pending - Faith
- 4 HCS SB 697 - St. Onge
- 5 SB 726 - May
- 6 SB 779 - Harris (110)
- 7 SB 822, E.C. - Sater
- 8 HCS SB 908 - St. Onge
- 9 HCS SCS SB 1064 - St. Onge
- 10 HCS SB 735 - Pratt
- 11 SB 1101 - Schlottach
- 12 HCS SCS SB 1175 - Nance
- 13 HCS SS SCS SB 590, as amended, HA 2, pending - Kingery
- 14 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 15 HCS SS SCS SB 825 - Pratt
- 16 HCS SCS SB 915 - Rector
- 17 HCS SB 951 - Nance
- 18 HCS SB 1124, as amended, HA 10, pending - Behnen
- 19 SB 643 - Smith (118)
- 20 HCS SCS SB 925 - Bivins
- 21 HCS SB 884 - Johnson (47)
- 22 HCS SB 965 - Threlkeld
- 23 HCS SCS SB 968 - Walsh
- 24 SS SCS SB 718 - Pearce
- 25 HCS SB 780 - Rector
- 26 HCS SB 805 - Smith (14)
- 27 HCS SS SCS SB 882 - Cooper (120)
- 28 SB 938 - St. Onge
- 29 HCS SB 1023 - Johnson (61)
- 30 SCS SB 1081 - Bivins
- 31 SS SCS SB 1236 - Tilley
- 32 HCS SCS SB 646, E.C. - Schlottach
- 33 HCS SCS SB 746 - Whorton
- 34 HCS SS SCS SB 969 - St. Onge
- 35 HCS SS SCS SB 1229 - Dixon
- 36 HCS SS SCS SB 976, E.C. - Robb
- 37 HCS SB 1103, as amended - Cooper (120)
- 38 SCS SB 1222 - Wasson
- 39 SCS SBs 1239 & 1091, (Fiscal Review 5-04-06) - Sater
- 40 HCS SB 689 - May
- 41 HCS SS SCS SB 953 - Dempsey
- 42 HCS SCS SB 616, (Fiscal Review 5-09-06) - Bruns
- 43 HCS SS SB 1058, E.C. - Pratt
- 44 HCS SS SCS SB 904 - Lembke
- 45 HCS SB 770 - Lipke

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- 46 HCS SB 873 - Lipke
- 47 HCS SB 1037 - Rector
- 48 SCS SB 1140 - Sutherland
- 49 HCS#2 SCS SB 1221, (Fiscal Review 5-09-06) - Lipke

SENATE CONCURRENT RESOLUTION FOR THIRD READING

SCS SCR 24, (4-13-06, Pages 1078-1079) - Ruestman

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 HB 998, SPA 1 - Smith (118)
- 2 SS SCS HCS HB 1026, E.C. - Rucker

BILLS CARRYING REQUEST MESSAGES

- 1 CCS SCS HB 1865, as amended
(request House recede/take up and pass bill or grant further conference) - Bearden
- 2 SB 766, HA 1
(request House recede/grant conference) - Bruns
- 3 SS#2 HCS HB 1456, as amended
(request Senate recede/grant conference) - Roark

BILLS IN CONFERENCE

- 1 SCS HCS HB 1270 & 1027, as amended - Behnen
- 2 CCR HCS SCS SBs 1001, 896 & 761, as amended, E.C. - St. Onge
- 3 CCR#2 HCS SCS SB 932 - Wilson (119)
- 4 HCS SCS SB 773, as amended - Fisher
- 5 CCR HCS SCS SB 666, as amended - Bruns
- 6 CCS SCS HCS HB 1022, as amended - Icet
- 7 HCS SS#2 SCS SBs 1014 & 730, as amended, E.C. - Stevenson
- 8 CCR HCS SCS SB 756 - Behnen
- 9 SS SCS HCS HB 1306, as amended - Smith (118)
- 10 HCS SB 1017, as amended - Loehner
- 11 SS SCS HCS HB 1698, 1236, 995, 1362 & 1290, as amended, E.C. - Lipke
- 12 HCS SS SB 696, as amended - Flook
- 13 HCS SS SCS SB 832, as amended - Johnson (47)

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon
- 3 SCR 27, (3-16-06, Pages 631-632) - Cooper (158)
- 4 HCS SCR 31, (4-26-06, Pages 1281-1282) - Dethrow

HOUSE RESOLUTIONS

- 1 HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes
- 2 HR 1930, (4-27-06, Pages 1315-1316) - Emery
- 3 HR 1475, (4-25-06, Pages 1252-1253) - Wright (137)
- 4 HR 2439, (4-27-06, Pages 1318-1319) - Wood
- 5 HR 2446, (5-08-06, Pages 1646-1647) - Page
- 6 HR 558, (4-27-06, Pages 1317-1318) - Walton
- 7 HCS HR 2295, (5-02-06, Pages 1428-1429) - Emery

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SEVENTY-FIRST DAY, WEDNESDAY, MAY 10, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend James Earl Jackson.

O LORD, You are God; we exalt You, we praise Your name, for You have done wonderful things, even Your purposes planned of old [and fulfilled] in faithfulness and truth.

Lord, You have granted us peace, for all the good we have accomplished is really from You. We trust that the decisions made this year have been more beneficial than regrettable and as we finish the tasks at hand, we continue to look to You for good judgment and understanding.

We are thankful, to have served this year and look to the days ahead with encouragement and expectation. Our appointed seasons are in Your hand and we trust You.

We finish our work this week with dignity, joy, and a sense of satisfaction of a job well done.

Now, may You, who gives us patience and encouragement, help us live in complete harmony with each other – each with the proper attitude toward one another.

For it's in the name of Your Son we pray. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Robert Naylor and Taylar Lee.

The Journal of the seventieth day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3383

and

House Resolution No. 3384	-	Representative Whorton
House Resolution No. 3385	-	Representative Fares
House Resolution No. 3386	-	Representative Pearce
House Resolution No. 3387	-	Representative Oxford
House Resolution No. 3388	-	Representative Rector
House Resolution No. 3389	-	Representative Cooper (155)
House Resolution No. 3390	-	Representative McGhee

House Resolution No. 3391 - Representative Parker
House Resolution No. 3392
through
House Resolution No. 3395 - Representative Aull
House Resolution No. 3396
and
House Resolution No. 3397 - Representative Kingery
House Resolution No. 3398 - Representative Schaaf
House Resolution No. 3399 - Representative Curls, et al.
House Resolution No. 3400
and
House Resolution No. 3401 - Representative Cooper (155)
House Resolution No. 3402
through
House Resolution No. 3405 - Representative Guest
House Resolution No. 3406 - Representative Muschany
House Resolution No. 3407 - Representative Cooper (120)
House Resolution No. 3408
and
House Resolution No. 3409 - Representative Cunningham (86)

SPECIAL RECOGNITION

Former United States Attorney General John Ashcroft was introduced by Speaker Jetton and addressed the House.

THIRD READING OF SENATE BILLS

SB 822, relating to a health care provider tax, was taken up by Representative Icet.

On motion of Representative Icet, **SB 822** was truly agreed to and finally passed by the following vote:

AYES: 151

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Decken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke

Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 011

Baker 25	Bean	Bowman	Brooks	Brown 30
George	Muschany	Rucker	Spreng	Storch
Wilson 130				

VACANCIES: 001

Speaker Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander

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Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Witte	Wood
Wright 137	Wright 159	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Bowman	Brooks	Brown 30	George
Muschany	Spreng	Storch	Wilson 130	Wright-Jones

VACANCIES: 001

HCS SB 1124, as amended, with House Amendment No. 10, pending, relating to professional registration, was taken up by Representative Behnen.

Representative Richard assumed the Chair.

On motion of Representative Stevenson, **House Amendment No. 10** was adopted by the following vote:

AYES: 102

Aull	Baker 25	Baker 123	Bearden	Bivins
Bogetto	Boykins	Bringer	Brown 50	Casey
Chappelle-Nadal	Cooper 120	Cooper 158	Cunningham 145	Curls
Dake	Darrough	Davis	Day	Deeken
Dempsey	Dethrow	Dixon	Dougherty	El-Amin
Emery	Faith	Fares	Fisher	Frame
Franz	Guest	Harris 110	Henke	Hobbs
Hubbard	Hunter	Ice	Jolly	Jones
Kelly	Kingery	Kratky	Kuessner	Lembke
LeVota	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Myers	Nance	Nieves	Nolte	Oxford
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Quinn	Rector	Richard	Roark
Robb	Roorda	Ruestman	Salva	Sander
Sater	Schad	Scharnhorst	Schoemehl	Self
Shoemyer	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Swinger	Tilley
Wagner	Wallace	Walsh	Wells	Weter
Whorton	Wilson 119	Witte	Wood	Wright 137
Wright-Jones	Mr Speaker			

NOES: 051

Avery	Behnen	Black	Bland	Brooks
Bruns	Burnett	Chinn	Cooper 155	Corcoran
Cunningham 86	Daus	Denison	Donnelly	Dusenberg
Ervin	Flook	Fraser	Harris 23	Haywood
Hoskins	Hughes	Johnson 47	Johnson 61	Johnson 90
Kraus	Lager	Lampe	Liese	Lipke
Marsh	Page	Pratt	Robinson	Rucker
Schaaf	Schlottach	Schneider	Silvey	Threlkeld
Viebrock	Villa	Vogt	Walton	Wasson
Wildberger	Wright 159	Yaeger	Yates	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Bowman	Brown 30	George	Jackson
Muschany	Spreng	Storch	Wilson 130	

VACANCIES: 001

Representative Dusenberg offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute for Senate Bill No. 1124, Section 41.950, Page 4, Line 69, by inserting immediately after said line the following:

“71.620. 1. Hereafter no person following for a livelihood the profession or calling of minister of the gospel, duly accredited Christian Science practitioner, teacher, professor in a college, priest, lawyer, certified public accountant, **veterinarian**, dentist, chiropractor, optometrist, chiropodist, physician or surgeon in this state shall be taxed or made liable to pay any municipal or other corporation tax or license fee of any description whatever for the privilege of following or carrying on such profession or calling, and, after December 31, 2003, no investment funds service corporation, as defined in section 143.451, RSMo, may be required to pay, or shall be taxed or made liable to pay any municipal or other corporation tax or license fee of any description whatever for the privilege of following or carrying on its business or occupation, in excess of or in an aggregate amount exceeding twenty-five thousand dollars annually, any law, ordinance or charter to the contrary notwithstanding.

2. No person following for a livelihood the profession of insurance agent or broker, veterinarian, architect, professional engineer, land surveyor, auctioneer, or real estate broker or salesman in this state shall be taxed or made liable to pay any municipal or other corporation tax or license fee for the privilege of following or carrying on his or her profession by a municipality unless that person maintains a business office within that municipality.

3. Notwithstanding any other provision of law to the contrary, after September 1, 2004, no village with less than one thousand three hundred inhabitants shall impose a business license tax in excess of fifteen thousand dollars per license.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dusenberg, **House Amendment No. 11** was adopted.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Sater	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 70
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

NOES: 058

Aull	Baker 25	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Burnett	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	Dougherty	El-Amin	Fraser	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kuessner	Lampe	LeVota	Liese	Low 39
Lowe 44	Meiners	Oxford	Page	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer
Skaggs	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 004

Casey	Frame	Meadows	Whorton
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ABSENT WITH LEAVE: 009

Bean	Bowman	Brown 30	George	Muschany
Schaaf	Spreng	Storch	Wilson 130	

VACANCIES: 001

On motion of Representative Behnen, **HCS SB 1124, as amended**, was adopted.

On motion of Representative Behnen, **HCS SB 1124, as amended**, was read the third time and passed by the following vote:

AYES: 139

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Frame	Franz	Fraser
Guest	Harris 110	Henke	Hobbs	Hoskins
Hubbard	Hunter	Icet	Jackson	Johnson 47
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	Meadows	Meiners	Moore
Munzlinger	Myers	Nance	Nieves	Nolte
Oxford	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Zweifel	Mr Speaker	

NOES: 014

Daus	El-Amin	Flook	Harris 23	Haywood
Hughes	Johnson 61	Johnson 90	LeVota	McGhee
Page	Schaaf	Walton	Young	

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 008

Bean	Bowman	Brown 30	George	Muschany
Spreng	Storch	Wilson 130		

VACANCIES: 001

Representative Richard declared the bill passed.

HCS SS SCS SB 590, as amended, with House Amendment No. 2, pending, relating to higher education, was taken up by Representative Kingery.

Representative Cooper (158) offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 1, Section 173.858, Line 5 of said amendment, by inserting immediately after the word “**state**” the following:

“, located in whole or in part in a city not within a county and having an enrollment of at least seven thousand full time equivalent students”; and

Further amend said amendment, Page 2, Section 173.858, Line 10 of said amendment, by inserting after immediately after all of said line the following:

“Amend said bill, Section 174.500, Page 16, Line 11, by inserting immediately after all of said line the following:

‘174.700. The board of regents or board of governors of any state college or university may appoint and employ as many college or university police officers as it may deem necessary to **enforce regulations established under section 174.709 and general motor vehicle laws of this state in accordance with section 174.712**, protect persons, property, and to preserve peace and good order only in the public buildings, properties, grounds, and other facilities and locations over which it has charge or control.

174.703. **1.** The college or university police officers, before they enter upon their duties, shall take and subscribe an oath of office before some officer authorized to administer oaths, to faithfully and impartially discharge the duties thereof, which oath shall be filed in the office of the board, and the secretary of the board shall give each college police officer so appointed and qualified a certificate of appointment, under the seal of the board, which certificate shall empower him or her with the same authority to maintain order, preserve peace and make arrests as is now held by peace officers.

2. The college or university police officers shall have the authority to enforce the regulations established in section 174.709 and general motor vehicle laws in accordance with section 174.712 on the campus as proscribed in chapter 304, RSMo. The college or university police officer may in addition expel from the public buildings, campuses, and grounds, persons violating the rules and regulations that may be prescribed by the board or others under the authority of the board.

3. Such officer or employee of the state college or university as may be designated by the board shall have immediate charge, control and supervision of police officers appointed by authority of this section. Such college or university police officers shall have satisfactorily completed before appointment a training course for police officers as prescribed by chapter 590, RSMo, for state peace officers or, by virtue of previous experience or training, have met the requirements of chapter 590, RSMo, **and have been certified under that chapter.**

174.706. Nothing in sections 174.700 to 174.706 shall be construed as denying the board the right to appoint guards or watchmen who shall not be given the authority and powers authorized by sections 174.700 to [174.706] **174.712.**

174.709. 1. For the purpose of promoting public safety, health, and general welfare and to protect life and property, the board of regents or board of governors of any state college or university may establish regulations to control vehicular traffic, including speed regulations, on any thoroughfare owned or maintained by the state college or university and located within any of its campuses. Such regulations shall be consistent with the provisions of the general motor vehicle laws of this state. Upon adoption of such regulations, the state college or university shall have the authority to place official traffic control devices, as defined in section 300.010, RSMo, on campus property.

2. The regulations established by the board of regents or board of governors of any state college or university under subsection 1 of this section shall be codified, printed, and distributed for public use. Adequate signs displaying the speed limit shall be posted along such thoroughfares.

3. Violations of any regulation established under this section shall have the same effect as a violation of municipal ordinances adopted under section 304.120, RSMo, with penalty provisions as provided in section 304.570, RSMo. Points assessed against any person under section 302.302, RSMo, for a violation of this section shall be the same as provided for a violation of a county or municipal ordinance.

4. The provisions of this section shall apply only to moving violations.

174.712. All motor vehicles operated upon any thoroughfare owned or maintained by the state college or university and located within any of its campuses shall be subject to the provisions of the general motor vehicle laws of this state, including chapters 301, 302, 303, 304, 307, and 577, RSMo. Violations shall have the same effect as though such had occurred on public roads, streets, or highways of this state.' ”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Johnson (90) raised a point of order that **House Amendment No. 1 to House Amendment No. 2** was not distributed and should be read.

The Chair ruled the point of order not well taken.

Representative Witte raised a point of order that the ruling of the Chair was in violation of Rule 9.

Representative Richard requested a parliamentary ruling.

The Parliamentary Committee ruled the first point of order well taken.

Speaker Jetton resumed the Chair.

On motion of Representative Cooper (158), **House Amendment No. 1 to House Amendment No. 2** was adopted by the following vote:

AYES: 134

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bruns	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Dake	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Haywood	Hobbs
Hoskins	Hubbard	Ice	Jackson	Johnson 47
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Lowe 44
Marsh	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson

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Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Wallace	Walton	Wasson
Wells	Weter	Wildberger	Wilson 119	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 015

Bowman	Bringer	Brooks	Burnett	Chappelle-Nadal
Curls	Darrough	Dougherty	Harris 110	Henke
Hughes	Kuessner	Low 39	Oxford	Vogt

PRESENT: 002

Johnson 61	Whorton
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ABSENT WITH LEAVE: 011

Bean	Brown 30	Brown 50	George	Hunter
May	Spreng	St. Onge	Wagner	Walsh
Wilson 130				

VACANCIES: 001

Representative Johnson (90) offered **House Amendment No. 2 to House Amendment No. 2**.

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 590, by deleting the following:

“or within six months after appointment,”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson (90), **House Amendment No. 2 to House Amendment No. 2** was adopted.

On motion of Representative Hubbard, **House Amendment No. 2, as amended**, was adopted by the following vote:

AYES: 111

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brooks	Brown 50	Bruns
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Davis	Day	Deeken	Dempsey

Dixon	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Guest	Harris 23
Haywood	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Kelly	Kingery	Kratky	Kraus
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Lowe 44	Marsh	May	McGhee
Meiners	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robinson	Rucker	Ruestman
Sander	Sater	Schaaf	Scharnhorst	Schlottach
Schneider	Self	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Walton	Wasson	Wells	Weter	Witte
Wright 137	Wright 159	Yates	Young	Zweifel
Mr Speaker				

NOES: 042

Bringer	Burnett	Casey	Chinn	Chappelle-Nadal
Corcoran	Dake	Darrough	Daus	Dethrow
Donnelly	Dusenberg	Frame	Franz	Fraser
Harris 110	Henke	Jolly	Jones	Kuessner
Loehner	Low 39	Moore	Oxford	Parson
Pollock	Robb	Roorda	Salva	Schad
Schoemehl	Shoemyer	Storch	Vogt	Wagner
Wallace	Walsh	Whorton	Wilson 119	Wood
Wright-Jones	Yaeger			

PRESENT: 001

Meadows

ABSENT WITH LEAVE: 008

Bean	Brown 30	Denison	Dougherty	George
Spreng	Wildberger	Wilson 130		

VACANCIES: 001

Representative Zweifel offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 1, Line 4 of the Title, by inserting after the word “provisions” the following:

“; with an emergency clause for a certain section”; and

Further amend said bill, Page 12, Section 173.270, Line 51, by inserting after said line the following:

“173.450. Prior to any sale, transfer or liquidation of any asset, or agreement to sell, transfer, or liquidate any asset pursuant to a resolution adopted by the Missouri Higher Education Loan Authority on January 31, 2006, and readopted by the authority on March 10, 2006, the authority shall hire an independent firm to conduct an analysis of the financial and legal ramifications of the proposed sale. The financial analysis of the proposed

sale shall include an actuarial analysis along with individualized findings as to the effect the proposed sale will have on the authority itself and the effect such sale will have on loan interest rates for current and future student borrowers. The legal analysis shall include findings as to the effect of the proposed sale on the status and securitization of taxable and tax-exempt bonds issued by the authority, the impact of the proposed sale on the holders of such taxable and tax-exempt bonds, and the legality of the use of funds generated from the sale of tax-exempt bonds for purposes other than those for which the bonds were issued.”; and

Further amend said bill, Page 19, Section 2, Line 80, by inserting after all of said line the following:

“Section B. Because of the need to provide for timely review, the enactment of section 173.450 is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 173.450 shall be in full force and effect upon its passage and approval.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Storch offered **House Amendment No. 1 to House Amendment No. 3.**

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 1, Line 10, by inserting after “**March 10, 2006,**” on said line the following:

“**or any similar resolution adopted by the authority**”; and

Further amend said amendment, Page 2, Line 1, by inserting after the word “**issued.**” on said line the following:

“**The analysis required by this section shall be a public record and shall be transmitted to the general assembly upon receipt by the authority.**”.

On motion of Representative Storch, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Zweifel, **House Amendment No. 3, as amended**, was adopted.

Representative Schneider offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 590, Page 1, Section A, Line 4, by inserting after all of said line the following:

"160.545. 1. There is hereby established within the department of elementary and secondary education the "A+ Schools Program" to be administered by the commissioner of education. The program shall consist of grant awards made to public secondary schools that demonstrate a commitment to ensure that:

- (1) All students be graduated from school;
- (2) All students complete a selection of high school studies that is challenging and for which there are identified learning expectations; and
- (3) All students proceed from high school graduation to a college or postsecondary vocational or technical school or high-wage job with work place skill development opportunities.

2. The state board of education shall promulgate rules and regulations for the approval of grants made under the program to schools that:

(1) Establish measurable districtwide performance standards for the goals of the program outlined in subsection 1 of this section; and

(2) Specify the knowledge, skills and competencies, in measurable terms, that students must demonstrate to successfully complete any individual course offered by the school, and any course of studies which will qualify a student for graduation from the school; and

(3) Do not offer a general track of courses that, upon completion, can lead to a high school diploma; and

(4) Require rigorous coursework with standards of competency in basic academic subjects for students pursuing vocational and technical education as prescribed by rule and regulation of the state board of education; and

(5) Have a partnership plan developed in cooperation and with the advice of local business persons, labor leaders, parents, and representatives of college and postsecondary vocational and technical school representatives, with the plan then approved by the local board of education. The plan shall specify a mechanism to receive information on an annual basis from those who developed the plan in addition to senior citizens, community leaders, and teachers to update the plan in order to best meet the goals of the program as provided in subsection 1 of this section. Further, the plan shall detail the procedures used in the school to identify students that may drop out of school and the intervention services to be used to meet the needs of such students. The plan shall outline counseling and mentoring services provided to students who will enter the work force upon graduation from high school, address apprenticeship and intern programs, and shall contain procedures for the recruitment of volunteers from the community of the school to serve in schools receiving program grants.

3. By rule and regulation, the state board of education may determine a local school district variable fund match requirement in order for a school or schools in the district to receive a grant under the program. However, no school in any district shall receive a grant under the program unless the district designates a salaried employee to serve as the program coordinator, with the district assuming a minimum of one-half the cost of the salary and other benefits provided to the coordinator. Further, no school in any district shall receive a grant under the program unless the district makes available facilities and services for adult literacy training as specified by rule of the state board of education.

4. For any school that meets the requirements for the approval of the grants authorized by this section and specified in subsection 2 of this section for three successive school years, by August first following the third such school year, the commissioner of education shall present a plan to the superintendent of the school district in which such school is located for the waiver of rules and regulations to promote flexibility in the operations of the school and to enhance and encourage efficiency in the delivery of instructional services in the school. The provisions of other law to the contrary notwithstanding, the plan presented to the superintendent shall provide a summary waiver, with no conditions, for the pupil testing requirements pursuant to section 160.257 in the school. Further, the provisions of other law to the contrary notwithstanding, the plan shall detail a means for the waiver of requirements otherwise imposed on the school related to the authority of the state board of education to classify school districts pursuant to subdivision (9) of section 161.092, RSMo, and such other rules and regulations as determined by the commissioner of education, except such waivers shall be confined to the school and not other schools in the school district unless such other schools meet the requirements of this subsection. However, any waiver provided to any school as outlined in this subsection shall be void on June thirtieth of any school year in which the school fails to meet the requirements for the approval of the grants authorized by this section as specified in subsection 2 of this section.

5. For any school year, grants authorized by subsections 1 to 3 of this section shall be funded with the amount appropriated for this program, less those funds necessary to reimburse eligible students pursuant to subsection 6 of this section.

6. **Within the limits established in subsection 8 of this section**, the commissioner of education shall, by rule and regulation of the state board of education and with the advice of the coordinating board for higher education, establish a procedure for the reimbursement of the cost of tuition, books and fees to any public community college or **any public or private** vocational or technical school for any student:

(1) Who has attended a public high school in the state for at least three years immediately prior to graduation that meets the requirements of subsection 2 of this section, except that students who are active duty military dependents who, in the school year immediately preceding graduation, meet all other requirements of this subsection and are attending a school that meets the requirements of subsection 2 of this section shall be exempt from the three-year attendance requirement of this subdivision; and

(2) Who has made a good faith effort to first secure all available federal sources of funding that could be applied to the reimbursement described in this subsection; and

(3) Who has earned a minimal grade average while in high school as determined by rule of the state board of education, and other requirements for the reimbursement authorized by this subsection as determined by rule and regulation of said board.

7. The commissioner of education shall develop a procedure for evaluating the effectiveness of the program described in this section. Such evaluation shall be conducted annually with the results of the evaluation provided to the governor, speaker of the house, and president pro tempore of the senate.

8. For private vocational or technical schools to obtain reimbursements under subsection 6 of this section the following requirements must be satisfied:

(1) Such institutions shall both be members of the north central association and be accredited by the higher learning commission as of July 1, 2006, and maintain such accreditation;

(2) Such institutions shall be designated as 501(c)(3) nonprofit organizations under the Internal Revenue Code of 1986, as amended;

(3) No private vocational or technical school shall receive tuition reimbursements in excess of the tuition rate charged by a public community college for course work offered by the private vocational or technical school within the service area of such community college; and

(4) The reimbursements provided to private vocational or technical schools shall not violate the provisions of article IX, section 8, or article I, section 7, of the Missouri Constitution or the first amendment of the United States Constitution."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Darrough raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

HCS SS SCS SB 590, as amended, with House Amendment No. 4, pending, was laid over.

On motion of Representative Dempsey, the House recessed until 2:15 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Bearden.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3410

and

House Resolution No. 3411 - Representative Lipke

House Resolution No. 3412

and

House Resolution No. 3413 - Representative Guest

House Resolution No. 3414 - Representative Threlkeld

House Resolution No. 3415 - Representative Davis

House Resolution No. 3416 - Representative Myers

House Resolution No. 3417

through

House Resolution No. 3459 - Representative Cooper (158)

House Resolution No. 3460 - Representative Jolly

THIRD READING OF SENATE BILLS

HCS SB 1023, relating to DNA profiling partnership, was taken up by Representative Johnson (61).

Representative Lipke offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 1023, Section 650.058, Page 8, Line 61, by inserting immediately after the word “**by**” the following:

“**reason of his or her failure to recite or acknowledge such arrest, plea, trial, conviction or expungement in**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lipke, **House Amendment No. 1** was adopted.

On motion of Representative Johnson (61), **HCS SB 1023, as amended**, was adopted.

On motion of Representative Johnson (61), **HCS SB 1023, as amended**, was read the third time and passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Wallace
Walsh	Walton	Wasson	Wells	Weter

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Whorton	Wildberger	Wilson 119	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	George	Hunter	Loehner
Spreng	Vogt	Wagner	Wilson 130	

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HCS SB 1103, as amended, relating to health insurance coverage, was taken up by Representative Cooper (120).

Representative Ervin offered **House Amendment No. 3**.

Representative Darrough raised a point of order that **House Amendment No. 3** is not germane to the bill.

The Chair ruled the point of order well taken.

Representative Cooper (120) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 1103, Page 3, Section 1, Line 8, by inserting immediately after said line the following:

“Section 2. 1. The rate of payment included in a contract between a health care provider and a health maintenance organization which was entered into prior to August 23, 2006, shall not apply to enrollees who purchase coverage from a health maintenance organization effective on or after August 28, 2006, if;

(a) the coverage has an enrollee deductible and coinsurance obligation that is higher than was authorized by law immediately prior to August 28, 2006; and

(b) the contract between the health care provider and the health maintenance organization or network that contracts on behalf of the of the health maintenance organization, if for a fixed term which extends past eighteen months after the health maintenance organization first provides the coverage with the higher enrollee deductible and coinsurance obligation.

2. In such case, the rates of payment for such employees shall be determined by renegotiation between the health care provider and the health maintenance organization, or network that contracts on behalf of the health maintenance organization.

3. The provisions of this section shall expire July 1, 2008.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Jetton offered **House Substitute Amendment No. 1 for House Amendment No. 4**.

*House Substitute Amendment No. 1
for
House Amendment No. 4*

AMEND House Committee Substitute for Senate Bill No. 1103, Page 3, Section 1, Line 8, by inserting immediately after said line the following:

“Section 2. 1. The rate of payment included in an agreement between a health care provider and a health maintenance organization which was entered into prior to August 28, 2006, shall not apply to enrollees who purchase or obtain coverage from a health maintenance organization effective on or after August 28, 2006, if;

(a) the coverage has an enrollee deductible and coinsurance obligation that is higher than was authorized by law immediately prior to August 28, 2006; and

(b) the contract between the health care provider and the health maintenance organization or network that contracts on behalf of the of the health maintenance organization, if for a fixed term which extends past eighteen months after the health maintenance organization first provides the coverage with the higher enrollee deductible and coinsurance obligation.

2. In such case, the rates of payment for such employees shall be determined by renegotiation between the health care provider and the health maintenance organization, or network that contracts on behalf of the health maintenance organization.

3. The provisions of this section shall expire August 1, 2008.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Jetton, **House Substitute Amendment No. 1 for House Amendment No. 4** was adopted.

Representative Portwood offered **House Amendment No. 5**.

Representative Richard raised a point of order that **House Amendment No. 5** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Johnson (47) offered **House Amendment No. 6**.

Representative Cooper (120) raised a point of order that **House Amendment No. 6** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs

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Hunter	Icet	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Sander	Sater	Schaaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 061

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Curls	Darrough	Daus
Donnelly	El-Amin	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Storch	Swinger
Villa	Vogt	Wagner	Walsh	Walton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 004

Casey	Dake	Dougherty	Whorton
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ABSENT WITH LEAVE: 004

Bean	Brown 30	Spreng	Wilson 130
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VACANCIES: 001

On motion of Representative Cooper (120), **HCS SB 1103, as amended**, was adopted by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hunter	Icet

Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Witte
Wood	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 003

Hughes	Portwood	Wright 137
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PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Haywood	Meadows	Spreng
Wilson 130				

VACANCIES: 001

Representative Cooper (120) moved that **HCS SB 1103, as amended**, be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 055

Baker 123	Bearden	Bivins	Cooper 120	Cooper 155
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Dethrow	Dixon	Dougherty	Emery
Ervin	Faith	Fisher	Franz	Hoskins
Hubbard	Hunter	Ice	Jones	Kelly
Liese	Lipke	Loehner	Marsh	Munzlinger
Muschany	Myers	Parson	Pollock	Quinn
Rector	Richard	Roark	Ruestman	Sander
Sater	Schaaf	Schad	Schlottach	Self
Smith 14	Smith 150	Stevenson	St. Onge	Sutherland
Tilley	Wallace	Wasson	Wells	Mr Speaker

NOES: 101

Aull	Avery	Baker 25	Behnen	Black
Bland	Bogetto	Bowman	Boykins	Bringer

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Brooks	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 158	Corcoran	Curls
Dake	Darrough	Daus	Denison	Donnelly
Dusenberg	El-Amin	Fares	Flook	Frame
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hughes	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Nance
Nolte	Oxford	Page	Parker	Pearce
Phillips	Portwood	Pratt	Robb	Robinson
Roorda	Rucker	Salva	Scharnhorst	Schneider
Schoemehl	Shoemyer	Silvey	Skaggs	Smith 118
Storch	Swinger	Threlkeld	Viebrock	Villa
Vogt	Wagner	Walsh	Walton	Weter
Whorton	Wildberger	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel				

PRESENT: 001

Wilson 119

ABSENT WITH LEAVE: 005

Bean	Brown 30	Nieves	Spreng	Wilson 130
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VACANCIES: 001

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCR 12**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1168**, entitled:

An act to repeal sections 338.010 and 338.095, RSMo, and to enact in lieu thereof three new sections relating to pharmacists.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 HB 1320**, entitled:

An act to repeal section 43.530, RSMo, and to enact in lieu thereof three new sections relating to criminal background checks.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1367**, entitled:

An act to repeal sections 34.165 and 178.930, RSMo, and to enact in lieu thereof two new sections relating to state purchasing and printing.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 1367, Page 1, Section 34.165, Lines 8-9, by striking all of the underlined words on said lines and inserting in lieu thereof the following:

“, if the participating nonprofit organization provides the greater of two percent or five thousand dollars of the total contract value of bids for purchase not exceeding ten million dollars.”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1380**, entitled:

An act to amend chapter 227, RSMo, by adding thereto twenty-four new sections relating to the Missouri public-private partnerships transportation act, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS#2 SCS HCS HB 1456, as amended** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **SS#2 SCS HCS HB 1456, as amended**: Senators Ridgeway, Koster, Crowell, Barnitz and Coleman.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 1900**, entitled:

An act to repeal sections 105.470, 105.473, 105.485, 105.487, 105.957, 105.959, 105.963, 130.011, 130.016, 130.032, 130.046, 130.050, and 130.054, RSMo, and to enact in lieu thereof sixteen new sections relating to ethics, with an effective date.

With Senate Substitute Amendment No.1 for Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 1 to Senate Amendment No. 4, Senate Amendment No. 4, as amended, Senate Amendment No. 1 to Senate Amendment No. 5, Senate Amendment No. 5, as amended and Senate Amendment No. 10.

*Senate Substitute Amendment No. 1
for
Senate Amendment No. 2*

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1900, Page 67, Section 130.054, Line 24, by inserting after all of said line the following:

"Section 1. The ethics commission shall study methods to improve the regulation of persons and organizations that conduct or utilize political telephone solicitations. The commission shall issue a report containing recommendations to the general assembly no later than January 1, 2007."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1900, Page 56, Section 130.046, Line 10, by adding after the word "quarter" the following:

"Except that the April quarterly report shall be deemed timely filed on or before the twenty-second day".

*Senate Amendment No. 1
to
Senate Amendment No. 4*

AMEND Senate Amendment No. 4 to Senate Substitute for House Committee Substitute for House Bill No. 1900, Page 2, Section 115.342, Line 9, by inserting immediately after the word "state" the following:

", or the official who accepted such candidate's declaration of candidacy,".

Senate Amendment No. 4

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1900, Pages 31-33, Section 115.342, by striking all of said section from the bill and inserting in lieu thereof the following:

"115.342. 1. Any person who files as a candidate for election to an office shall be disqualified from participation in the election for which the candidate has filed if such person is delinquent in the payment of any local or state taxes, including but not limited to income taxes, personal property taxes, or any business taxes for a business in which the person has a majority interest or is a past or present corporate officer of any fee office that owes any taxes to the state.

2. Each potential candidate for election shall file an affidavit with the department of revenue and include a copy of the affidavit with the declaration of candidacy required under section 115.349, RSMo. Such affidavit shall be in substantially the following form:

"AFFIRMATION OF TAX PAYMENTS:

I hereby declare under penalties of perjury that I am not currently aware of any delinquency in the filing or payment of any local or state taxes, other than those taxes which may be in dispute.

..... Candidate's Signature

..... Printed Name of Candidate."

3. Upon receipt of a complaint alleging a delinquency of the candidate in the filing or payment of any local or state taxes, the department of revenue shall investigate such potential candidate to verify the claim contained in the complaint. If the department of revenue finds a positive affirmation to be false, the department shall contact the secretary of state and the potential candidate. The department shall notify the candidate of the outstanding tax owed and give the candidate thirty days to remit any such outstanding taxes owed which are not the subject of dispute between the department and the candidate. If the candidate fails to remit such amounts in full within thirty days, the candidate shall be disqualified from participating in the current election and barred from refiling for an entire election cycle even if the individual pays all outstanding taxes."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 1
to
Senate Amendment No. 5

AMEND Senate Amendment No. 5 to Senate Substitute for House Committee Substitute for House Bill No. 1900, Page 2, Section 105.456, Line 3, by striking the word "primary" and inserting in lieu thereof the following:

"exclusive".

Senate Amendment No. 5

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1900, Page 1, Section A, Line 7 of said page, by inserting immediately after said line the following:

"105.456. 1. No member of the general assembly or the governor, lieutenant governor, attorney general, secretary of state, state treasurer or state auditor shall:

(1) Perform any service for the state or any political subdivision of the state or any agency of the state or any political subdivision thereof or act in his or her official capacity or perform duties associated with his or her position for any person for any consideration other than the compensation provided for the performance of his or her official duties; or

(2) Sell, rent or lease any property to the state or political subdivision thereof or any agency of the state or any political subdivision thereof for consideration in excess of five hundred dollars per transaction or one thousand five hundred dollars per annum unless the transaction is made pursuant to an award on a contract let or sale made after public notice and in the case of property other than real property, competitive bidding, provided that the bid or offer accepted is the lowest received; or

(3) Attempt, for compensation other than the compensation provided for the performance of his or her official duties, to influence the decision of any agency of the state on any matter, except that this provision shall not be construed to prohibit such person from participating for compensation in any adversary proceeding or in the preparation or filing of any public document or conference thereon. The exception for a conference upon a public document shall not permit any member of the general assembly or the governor, lieutenant governor, attorney general, secretary of state, state treasurer or state auditor to receive any consideration for the purpose of attempting to influence the decision of any agency of the state on behalf of any person with regard to any application, bid or request for a state grant, loan, appropriation, contract, award, permit other than matters involving a driver's license, or job before any state agency, commission, or elected official. Notwithstanding Missouri supreme court rule 1.10 of rule 4 or any other court rule or law to the contrary, other members of a firm, professional corporation or partnership shall not be prohibited pursuant to this subdivision from representing a person or other entity solely because a member of the firm, professional corporation or partnership serves in the general assembly, provided that such official does not share directly in the compensation earned, so far as the same may reasonably be accounted, for such activity by the firm or by any other member of the firm. This subdivision shall not be construed to prohibit any inquiry for information or the representation of a person without consideration before a state agency or in a matter involving the state if no consideration is given, charged or promised in consequence thereof;

(4) Be under contract to or be an employee of a firm whose primary mission is to influence the decisions of the general assembly, any state agency, or any political subdivision.

2. No sole proprietorship, partnership, joint venture, or corporation in which a member of the general assembly, governor, lieutenant governor, attorney general, secretary of state, state treasurer, state auditor or spouse of such official, is the sole proprietor, a partner having more than a ten percent partnership interest, or a coparticipant or owner of in excess of ten percent of the outstanding shares of any class of stock, shall:

(1) Perform any service for the state or any political subdivision thereof or any agency of the state or political subdivision for any consideration in excess of five hundred dollars per transaction or one thousand five hundred dollars per annum unless the transaction is made pursuant to an award on a contract let or sale made after public notice and competitive bidding, provided that the bid or offer accepted is the lowest received; or

(2) Sell, rent, or lease any property to the state or any political subdivision thereof or any agency of the state or political subdivision thereof for consideration in excess of five hundred dollars per transaction or one thousand five hundred dollars per annum unless the transaction is made pursuant to an award on a contract let or a sale made after

public notice and in the case of property other than real property, competitive bidding, provided that the bid or offer accepted is the lowest and best received."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 10

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1900, Page 59, Section 130.046, Line 2, by striking the word "aggregate"; and

Further amend said page and line, by striking the following "five hundred" and inserting in lieu thereof the following:

"two hundred fifty".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 894, as amended**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has re-appointed the following Conference Committee to act with a like Committee from the House on **HCS SS#2 SCS SBs 1014 & 730, as amended**: Senators Scott, Gibbons, Vogel, Coleman and Callahan.

Speaker Jetton resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like Committees from the Senate on the following bills:

SS#2 SCS HCS HB 1456: Representatives Roark, Hunter, Day, Burnett and Walsh

HCS SS SB 696: Representatives Flook, Richard, Pearce, Bowman and Kratky

Speaker Pro Tem Bearden resumed the Chair.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 904, relating to management of state buildings, was taken up by Representative Lembke.

Representative Lembke offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 904, Page 2, Section 8.010, Line 1, by inserting immediately before all of said section the following:

"8.007. 1. The commission shall:

- (1) Exercise general supervision of the administration of sections 8.001 to 8.007;
- (2) Evaluate and recommend courses of action on the restoration and preservation of the capitol, the preservation of historical significance of the capitol and the history of the capitol;
- (3) Evaluate and recommend courses of action to ensure accessibility to the capitol for physically disabled persons;
- (4) Advise, consult, and cooperate with the office of administration, the archives division of the office of the secretary of state, the historic preservation program within the department of natural resources, the division of tourism within the department of economic development and the historical society of Missouri in furtherance of the purposes of sections 8.001 to 8.007;
- (5) Be authorized to cooperate or collaborate with other state agencies and not-for-profit organizations to publish books and manuals concerning the history of the capitol, its improvement or restoration;
- (6) Before each September first, recommend options to the governor on budget allocation for improvements or restoration of the capitol premises;
- (7) Encourage, participate in, or conduct studies, investigations, and research and demonstrations relating to improvement and restoration of the state capitol it may deem advisable and necessary for the discharge of its duties pursuant to sections 8.001 to 8.007; [and]
- (8) Hold hearings, issue notices of hearings and take testimony as the commission deems necessary; **and**
- (9) **Assume the responsibilities of the capitol review commission and develop written policy that establishes guidelines for selection and placement of plaques, monuments, statues, pictures, and other articles in or on all buildings and grounds at the seat of government and make a determination after a review of all requests from entreating parties as to the installation of such articles.**

2. The "Second Capitol Commission Fund" is hereby created in the state treasury. Any moneys received from sources other than appropriation by the general assembly, including from private sources, gifts, donations and grants, shall be credited to the second capitol commission fund and shall be appropriated by the general assembly.

3. The provisions of section 33.080, RSMo, to the contrary notwithstanding, moneys in the second capitol commission fund shall not be transferred and placed to the credit of the general revenue fund.

4. The commission is authorized to accept all gifts, bequests and donations from any source whatsoever. The commission may also apply for and receive grants consistent with the purposes of sections 8.001 to 8.007. All such gifts, bequests, donations and grants shall be used or expended upon appropriation in accordance with their terms or stipulations, and the gifts, bequests, donations or grants may be used or expended for the preservation, restoration and improved accessibility and for promoting the historical significance of the capitol.

5. The commission may copyright or obtain a trademark for any photograph, written work, art object or any product created of the capital or capital grounds. The commission may grant access, or use, of any such works to other organizations or individuals for a fee, or at its sole discretion, or waive all fees. All funds obtained through licensing fees shall be credited to the capital commission fund, in a manner similar to funds the commission receives as gifts, donations, and grants. The funds shall be used for repairs, refurbishing, or to create art, exhibits, decorations or other beautifications or adornments to the capital or its grounds."; and

Further amend said bill, Page 3, Section 8.420, Line 1, by inserting immediately before all of said section the following:

"8.250. 1. "Project" for the purposes of this [chapter] **section** means the labor or material necessary for the construction, renovation, or repair of improvements to real property so that the work, when complete, shall be ready for service for its intended purpose and shall require no other work to be a completed system or component.

2. All contracts for projects[, the cost of which exceeds twenty-five] **costing more than one hundred thousand dollars[,]** **that are** entered into by any officer or agency of this state or of any city containing five hundred thousand inhabitants or more shall be let to the lowest, responsive, responsible bidder or bidders after notice and publication of an advertisement for five days in a daily newspaper in the county where the work is located, or at least twice over a period of ten days or more in a newspaper in the county where the work is located, and in [two] **one** daily [newspapers] **newspaper** in the state which [do] **does** not have less than fifty thousand daily circulation, and by such other means as are determined to be most likely to reach potential bidders. **For all contracts for projects between ten thousand and one hundred thousand dollars, a minimum of three contractors will be solicited, with award being made to the lowest, responsive, responsible bidder or a previously bid standing contract may be utilized.**

3. The number of such public bids shall not be restricted or curtailed, but shall be open to all persons complying with the terms upon which the bids are requested or solicited unless debarred for cause. No contract shall be awarded

when the amount appropriated for same is not sufficient to complete the work ready for service.

4. Dividing a project into component labor or material allocations for the purpose of avoiding bidding or advertising provisions required by this section is specifically prohibited."; and

Further amend said bill, Page 3, Section 8.1000, Line 1, by deleting all of Subsection 1 and renumbering the rest of said section accordingly; and

Further amend said bill, Page 23, Section 701.450, Line 1, by inserting immediately before all of said section the following:

"107.170. 1. As used in this section, the following terms mean:

(1) "Contractor", a person or business entity who provides construction services under contract to a public entity. Contractor specifically does not include professional engineers, architects or land surveyors licensed pursuant to chapter 327, RSMo, those who provide environmental assessment services or those who design, create or otherwise provide works of art under a city's formally established program for the acquisition and installation of works of art and other aesthetic adornments to public buildings and property;

(2) "Public entity", any official, board, commission or agency of this state or any county, city, town, township, school, road district or other political subdivision of this state;

(3) "Public works", the erection, construction, alteration, repair or improvement of any building, road, street, public utility or other public facility owned by the public entity.

2. (1) It is hereby made the duty of all public entities in this state, in making contracts for public works[, the cost of which is] estimated to exceed twenty-five thousand dollars, to be performed for the public entity, to require every contractor for such work to furnish to the public entity, a bond with good and sufficient sureties, in an amount fixed by the public entity, and such bond, among other conditions, shall be conditioned for the payment of any and all materials, incorporated, consumed or used in connection with the construction of such work, and all insurance premiums, both for compensation, and for all other kinds of insurance, said work, and for all labor performed in such work whether by subcontractor or otherwise.

(2) The office of administration of the state of Missouri may waive the requirement for bonding established in subdivision (1) of this subsection for contracts that do not exceed one hundred thousand dollars.

3. All bonds executed and furnished under the provisions of this section shall be deemed to contain the requirements and conditions as herein set out, regardless of whether the same be set forth in said bond, or of any terms or provisions of said bond to the contrary notwithstanding.

4. Nothing in this section shall be construed to require a member of the school board of any public school district of this state to independently confirm the existence or solvency of any bonding company if a contractor represents to the member that the bonding company is solvent and that the representations made in the purported bond are true and correct. This subsection shall not relieve from any liability any school board member who has any actual knowledge of the insolvency of any bonding company, or any school board member who does not act in good faith in complying with the provisions of subsection 2 of this section.

5. A public entity may defend, save harmless and indemnify any of its officers and employees, whether elective or appointive, against any claim or demand, whether groundless or otherwise arising out of an alleged act or omission occurring in the performance of a duty under this section. The provisions of this subsection do not apply in case of malfeasance in office or willful or wanton neglect of duty."; and

Further amend said bill, Page 23, Section 701.450, Line 1, by inserting immediately before all of said section the following:

"610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the

amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids [and related documents], until the bids are opened; **all related documents, until the intent to award notice has been mailed**; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines and policies developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Nothing in this exception shall be deemed to close information regarding expenditures, purchases, or contracts made by an agency in implementing these guidelines or policies. When seeking to close information pursuant to this exception, the agency shall affirmatively state in writing that disclosure would impair its ability to protect the safety or health of persons, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records. This exception shall sunset on December 31, 2008;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an

infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(d) This exception shall sunset on December 31, 2008;

(20) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open; and

(21) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body."; and

Further amend the title and enacting clause accordingly

Representative Harris (110) offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 904, Page 8, Section 107.170, Line 6, by inserting:

"6. Any assets or funds from the proceeds, fees or revenues, however such assets or funds were acquired, of the higher education loan authority established pursuant to section 173.360, RSMo, that are transferred to or used by the state or any department, division, agency or board of the state, shall not be used in connection with any activity prohibited by section 196.1127, RSMo."; and

Further amend the title, enacting clause and intersection references of said bill accordingly.

Representative Flook raised a point of order that **House Amendment No. 1 to House Amendment No. 1** goes beyond the scope of the underlying amendment.

The Chair ruled the point of order not well taken.

On motion of Representative Harris (110), **House Amendment No. 1 to House Amendment No. 1** was adopted by the following vote:

AYES: 105

Baker 123	Bearden	Behnen	Bivins	Black
Bringer	Brown 50	Bruns	Casey	Chinn
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Dake	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fisher	Franz	George
Harris 110	Henke	Hobbs	Ice	Jackson
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lembke	Liese	Lipke
Loehner	Marsh	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Roark	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Wagner	Wallace	Walsh
Wasson	Wells	Weter	Wilson 119	Wood
Wright 137	Wright 159	Yaeger	Yates	Mr Speaker

NOES: 051

Aull	Avery	Baker 25	Bland	Bogetto
Bowman	Boykins	Brooks	Burnett	Chappelle-Nadal
Cooper 120	Curls	Daus	Donnelly	El-Amin
Fares	Flook	Frame	Fraser	Guest
Harris 23	Haywood	Hoskins	Hubbard	Hughes
Hunter	Johnson 47	Johnson 61	Johnson 90	Jolly
Lampe	LeVota	Low 39	Lowe 44	May
McGhee	Oxford	Page	Richard	Robb
Schaaf	Skaggs	Storch	Vogt	Walton
Whorton	Wildberger	Witte	Wright-Jones	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Darrough	Dougherty	Spreng
Wilson 130				

VACANCIES: 001

On motion of Representative Lembke, **House Amendment No. 1, as amended**, was adopted by the following vote:

AYES: 130

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Boykins	Bringer	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Dake	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	George	Guest
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	Liese
Lipke	Loehner	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Wagner
Wallace	Walsh	Wells	Weter	Wildberger
Wilson 119	Witte	Wood	Wright 137	Wright 159
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 025

Baker 25	Bland	Bogetto	Bowman	Chappelle-Nadal
Curls	Darrough	Daus	Frame	Fraser
Harris 23	Hughes	Johnson 61	Johnson 90	Jolly
LeVota	Low 39	Oxford	Page	Skaggs
Storch	Vogt	Walton	Whorton	Wright-Jones

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 006

Bean	Brown 30	Dougherty	Spreng	Wasson
Wilson 130				

VACANCIES: 001

Representative Zweifel offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 904, Page 1, Line 3 of the Title, by inserting after the word “provisions” the following:

“and an emergency clause for a certain section”; and

Further amend said bill, Page 14, Section 1, Line 6, by inserting after all of said line the following:

“Section 2. Prior to any sale, transfer or liquidation of any asset, or agreement to sell, transfer, or liquidate any asset pursuant to a resolution adopted by the Missouri Higher Education Loan Authority on January 31, 2006, and readopted by the authority on March 10, 2006, the authority shall hire an independent firm to conduct an analysis of the financial and legal ramifications of the proposed sale. The financial analysis of the proposed sale shall include an actuarial analysis along with individualized findings as to the effect the proposed sale will have on the authority itself and the effect such sale will have on loan interest rates for current and future student borrowers. The legal analysis shall include findings as to the effect of the proposed sale on the status and securitization of taxable and tax-exempt bonds issued by the authority, the impact of the proposed sale on the holders of such taxable and tax-exempt bonds, and the legality of the use of funds generated from the sale of tax-exempt bonds for purposes other than those for which the bonds were issued.”; and

Further amend said bill, Page 14, Section 2, by inserting after all of said section the following:

“Section B. Because of the need to provide for timely review, the enactment of section 2 is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 2 shall be in full force and effect upon its passage and approval.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Storch offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 904, Page 1, Line 9, by inserting after “**March 10, 2006**”, on said line, the following:

“or any similar resolution adopted by the authority”; and

Further amend said amendment, Page 1, Line 18, by inserting after the word “**issued**”, on said line the following:

“The analysis required by this section shall be a public record and shall be transmitted to the general assembly upon receipt by the authority.”

On motion of Representative Storch, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Zweifel, **House Amendment No. 2, as amended**, was adopted.

Representative Hunter offered **House Amendment No. 3.**

Representative Darrough raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

Representative Behnen assumed the Chair.

House Amendment No. 3 was withdrawn.

Representative Yates offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 904, Pages 13-14, Section 701.450.4(1), Lines 1-6, by deleting all of said lines.

Representative Walsh offered **House Amendment No. 1 to House Amendment No. 4**.

House Amendment No. 1 to House Amendment No. 4 was withdrawn.

On motion of Representative Yates, **House Amendment No. 4** was adopted.

Representative Walsh offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 904, Page 14, Section 1, Line 6, by inserting after all of said line the following:

"Section 1. 1. Every contractor or other employer working on a public works project in this state shall require each newly hired independent contractor to fill out a federal W-9 form. Copies of the forms shall be forwarded to the department of revenue within thirty days from the hiring of each independent contractor.

2. Any contractor or other employer working on a public works project in this state shall not, in an attempt to avoid tax liability or reporting requirements for any employee, avoid payments to the unemployment compensation fund under chapter 288, RSMo, or avoid payments to the second injury fund under chapter 287, RSMo, denote or treat such employee as an independent contractor, contract labor, or any other term or category implying the absence of an employment relationship.

3. Any interested party, including a bidder, contractor, subcontractor or any person employed on a public works project, or the department of revenue may, upon reasonable suspicion that any contractor or subcontractor is currently or has misclassified employees as independent contractors, file a complaint with the labor and industrial relations commission alleging a violation of this section.

4. Upon receiving such a complaint, the labor and industrial relations commission shall investigate each claim for a determination of a violation of this section. In determining whether there was a violation of this section, the commission shall compel each contractor or subcontractor to provide records documenting each independent contractor's job title, a description of the work performed on the project and the number of hours the individual in question has worked on the project. Within sixty days of receiving a complaint under this section, the commission shall conduct a hearing to determine a violation of this section. At the hearing, there shall be a rebuttable presumption that any independent contractor who has logged two thousand eighty hours on the project has been misclassified as an independent contractor. This presumption may be rebutted if the employer establishes by a preponderance of the evidence that the independent contractor in question was properly classified. The commission shall have power to administer oaths, take testimony, subpoena and require the attendance of witnesses and the production of accounts, books, papers, records, and other documents. Subpoenas

may be signed by any member of the commission. In case of failure to obey a subpoena, and upon application by the commission, any judge of a court of competent jurisdiction of the state in which the commission is sitting or in which the person to whom the subpoena is directed may be found may make an order requiring compliance with the subpoena, and the court may punish failure to obey the order as a contempt.

5. Either party may appeal the commission's finding to the circuit court of Cole County.

6. Any such contractor or other employer who misclassifies an employee as an independent contractor or otherwise misclassifies the employee's employment status shall be fined an amount equal to twice the amount of tax otherwise due on the employee's taxable wages, payments otherwise due to the unemployment compensation fund under chapter 288, RSMo, and payments otherwise due to the second injury fund under chapter 287, RSMo, to be paid to the department of labor.

7. No such contractor or other employer shall terminate or in any manner discriminate against an employee because the employee has communicated to the employer the intent to seek reclassification as an employee instead of an independent contractor or has communicated the intent to file an action alleging a violation of this section.

8. The director of revenue is authorized to take all necessary action to enforce the provisions of this section, including, but not limited to, taking all actions necessary to collect the fines and taxes due under this section. The director of revenue shall direct to the unemployment compensation fund and to the second injury fund amounts that are collected for payments due to those funds."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Walsh, **House Amendment No. 5** was adopted.

Representative Bringer offered **House Amendment No. 6**.

Speaker Pro Tem Bearden resumed the Chair.

Representative Flook raised a point of order that **House Amendment No. 6** is not germane and goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative George offered **House Amendment No. 7**.

Representative Flook raised a point of order that **House Amendment No. 7** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Lembke, **HCS SS SCS SB 904, as amended**, was adopted.

On motion of Representative Lembke, **HCS SS SCS SB 904, as amended**, was read the third time and passed by the following vote:

AYES: 146

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day

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Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Wagner	Wallace	Walsh
Walton	Wells	Weter	Whorton	Wildberger
Wilson 119	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 007

Baker 25	Bowman	Harris 23	Hughes	Oxford
Skaggs	Vogt			

PRESENT: 002

Jolly	Lowe 44
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ABSENT WITH LEAVE: 007

Bean	Brown 30	Fares	Myers	Spreng
Wasson	Wilson 130			

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

COMMITTEE REPORTS

Committee on Professional Registration and Licensing, Chairman Behnen reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SCS SB 1032**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 25(26)(f) be referred to the Committee on Rules.

Committee on Rules, Chairman Cooper (120) reporting:

Mr. Speaker: Your Committee on Rules, to which was referred **HR 2019**, begs leave to report it has examined the same and recommends that it **Do Pass**.

HOUSE RESOLUTION NO. 2019

WHEREAS, the General Assembly of the State of Missouri has a long tradition of rendering assistance to worthwhile youth activities, especially those related to governmental or citizenship projects; and

WHEREAS, the 21st Century Leadership Academy is a week long residential leadership training program for Missouri college women designed to stimulate interest in public policy formation and teach women the skills necessary to succeed in this arena; and

WHEREAS, this training program includes a trip to the State Capitol to hold a mock legislative debate and meet with legislators and officials; and

WHEREAS, the General Assembly has maintained a policy of granting such organizations permission to use the House Chamber for the purpose of their governmental and citizenship programs:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, hereby grant the 21st Century Leadership Academy permission to use the House Chamber for the purpose of holding the Sue Shear Institute for Women in Public Life leadership day mock legislative session from 10:00 a.m. to Noon on Wednesday, May 24, 2006.

Mr. Speaker: Your Committee on Rules, to which was referred **SCR 29**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SJR 26**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SBs 567 & 792**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 895**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SBs 905 & 910**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 961**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SB 1041**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **SB 1107**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SS SCS SBs 1210, 1244 & 844**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Rules, to which was referred **HCS SCS SB 1250**, begs leave to report it has examined the same and recommends that it **Do Pass**.

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SCS SBs 567 & 792 - Fiscal Review (Fiscal Note)

HCS SCS SBs 1185, 1163, 1174, 1200 & 1225 - Fiscal Review (Fiscal Note)

SUPPLEMENTAL CALENDAR

MAY 10, 2006

SENATE BILLS FOR THIRD READING

- 1 HCS SCS SBs 567 & 792, (Fiscal Review 5-10-06) - Schaaf
- 2 HCS SS SCS SB 895 - Wilson (130)
- 3 HCS SCS SBs 1185, 1163, 1174, 1200 & 1225, E.C., (Fiscal Review 5-10-06) - Lipke

On motion of Representative Self, the House recessed until 7:00 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Samantha Walker and Allison Thaller.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3461

through

House Resolution No. 3481 - Representative Cooper (158)

House Resolution No. 3482

and

House Resolution No. 3483 - Representative Bruns

House Resolution No. 3484

through

House Resolution No. 3487 - Representative Swinger

House Resolution No. 3488 - Representative Storch

House Resolution No. 3489 - Representative Davis

House Resolution No. 3490 - Representative Phillips

House Resolution No. 3491 - Representative Wallace

House Resolution No. 3492 - Representative Cooper (120)
House Resolution No. 3493 - Representative Pearce
House Resolution No. 3494 - Representative Dixon, et al.
House Resolution No. 3495 - Representatives Smith (14) and Parker
House Resolution No. 3496 - Representative Yaeger
House Resolution No. 3497 - Representative Smith (118)
House Resolution No. 3498 - Representative Fares
House Resolution No. 3499
through
House Resolution No. 3502 - Representative Lampe
House Resolution No. 3503 - Representative Swinger
House Resolution No. 3504 - Representative McGhee

HOUSE BILL WITH SENATE AMENDMENTS

SS HCS HB 1900, as amended, relating to ethics, was taken up by Representative Dempsey.

Representative Dempsey moved that the House refuse to adopt **SS HCS HB 1900, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF SENATE BILL

HCS SB 805, relating to taxation, was taken up by Representative Smith (14).

Representative Smith (14) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 805, Section 67.1545, Page 5, Line 25, by inserting an open bracket "[" before "32.097"; and

Further amend said line, by inserting a closed bracket "]" immediately after "32.097"; and

Further amend said line, by inserting immediately after the word "section", the following "**32.087**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (14), **House Amendment No. 1** was adopted.

Representative Sutherland offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 805, Section 67.1451, Page 4, Line 74, by inserting immediately after said line the following:

“67.1461. 1. Each district shall have all the powers, except to the extent any such power has been limited by the petition approved by the governing body of the municipality to establish the district, necessary to carry out and effectuate the purposes and provisions of sections 67.1401 to 67.1571 including, but not limited to, the following:

(1) To adopt, amend, and repeal bylaws, not inconsistent with sections 67.1401 to 67.1571, necessary or convenient to carry out the provisions of sections 67.1401 to 67.1571;

(2) To sue and be sued;

(3) To make and enter into contracts and other instruments, with public and private entities, necessary or convenient to exercise its powers and carry out its duties pursuant to sections 67.1401 to 67.1571;

(4) To accept grants, guarantees and donations of property, labor, services, or other things of value from any public or private source;

(5) To employ or contract for such managerial, engineering, legal, technical, clerical, accounting, or other assistance as it deems advisable;

(6) To acquire by purchase, lease, gift, grant, bequest, devise, or otherwise, any real property within its boundaries, personal property, or any interest in such property;

(7) To sell, lease, exchange, transfer, assign, mortgage, pledge, hypothecate, or otherwise encumber or dispose of any real or personal property or any interest in such property;

(8) To levy and collect special assessments and taxes as provided in sections 67.1401 to 67.1571. However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivisions (2) and (5) of section 137.100, RSMo. Those exempt pursuant to subdivisions (2) and (5) of section 137.100, RSMo, may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(9) If the district is a political subdivision, to levy real property taxes and business license taxes in the county seat of a county of the first classification containing a population of at least two hundred thousand, as provided in sections 67.1401 to 67.1571. However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivisions (2) and (5) of section 137.100, RSMo. Those exempt pursuant to subdivisions (2) and (5) of section 137.100, RSMo, may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(10) If the district is a political subdivision, to levy sales taxes pursuant to sections 67.1401 to 67.1571;

(11) To fix, charge, and collect fees, rents, and other charges for use of any of the following:

(a) The district's real property, except for public rights-of-way for utilities;

(b) The district's personal property, except in a city not within a county; or

(c) Any of the district's interests in such real or personal property, except for public rights-of-way for utilities;

(12) To borrow money from any public or private source and issue obligations and provide security for the repayment of the same as provided in sections 67.1401 to 67.1571;

(13) To loan money as provided in sections 67.1401 to 67.1571;

(14) To make expenditures, create reserve funds, and use its revenues as necessary to carry out its powers or duties and the provisions and purposes of sections 67.1401 to 67.1571;

(15) To enter into one or more agreements with the municipality for the purpose of abating any public nuisance within the boundaries of the district including, but not limited to, the stabilization, repair or maintenance or demolition and removal of buildings or structures, provided that the municipality has declared the existence of a public nuisance;

(16) Within its boundaries, to provide assistance to or to construct, reconstruct, install, repair, maintain, and equip any of the following public improvements:

(a) Pedestrian or shopping malls and plazas;

(b) Parks, lawns, trees, and any other landscape;

(c) Convention centers, arenas, aquariums, aviaries, and meeting facilities;

(d) Sidewalks, streets, alleys, bridges, ramps, tunnels, overpasses and underpasses, traffic signs and signals, utilities, drainage, water, storm and sewer systems, and other site improvements;

(e) Parking lots, garages, or other facilities;

(f) Lakes, dams, and waterways;

(g) Streetscape, lighting, benches or other seating furniture, trash receptacles, marquees, awnings, canopies, walls, and barriers;

(h) Telephone and information booths, bus stop and other shelters, rest rooms, and kiosks;

(i) Paintings, murals, display cases, sculptures, and fountains;

(j) Music, news, and child-care facilities; and

(k) Any other useful, necessary, or desired improvement;

(17) To dedicate to the municipality, with the municipality's consent, streets, sidewalks, parks, and other real property and improvements located within its boundaries for public use;

(18) Within its boundaries and with the municipality's consent, to prohibit or restrict vehicular and pedestrian traffic and vendors on streets, alleys, malls, bridges, ramps, sidewalks, and tunnels and to provide the means for access by emergency vehicles to or in such areas;

(19) Within its boundaries, to operate or to contract for the provision of music, news, child-care, or parking facilities, and buses, minibuses, or other modes of transportation;

(20) Within its boundaries, to lease space for sidewalk cafe tables and chairs;

(21) Within its boundaries, to provide or contract for the provision of security personnel, equipment, or facilities for the protection of property and persons;

(22) Within its boundaries, to provide or contract for cleaning, maintenance, and other services to public and private property;

(23) To produce and promote any tourism, recreational or cultural activity or special event in the district by, but not limited to, advertising, decoration of any public place in the district, promotion of such activity and special events, and furnishing music in any public place;

(24) To support business activity and economic development in the district including, but not limited to, the promotion of business activity, development and retention, and the recruitment of developers and businesses;

(25) To provide or support training programs for employees of businesses within the district;

(26) To provide refuse collection and disposal services within the district;

(27) To contract for or conduct economic, planning, marketing or other studies;

(28) To repair, restore, or maintain any abandoned cemetery on public or private land within the district; and

(29) To carry out any other powers set forth in sections 67.1401 to 67.1571.

2. Each district which is located in a blighted area or which includes a blighted area shall have the following additional powers:

(1) Within its blighted area, to contract with any private property owner to demolish and remove, renovate, reconstruct, or rehabilitate any building or structure owned by such private property owner; and

(2) To expend its revenues or loan its revenues pursuant to a contract entered into pursuant to this subsection, provided that the governing body of the municipality has determined that the action to be taken pursuant to such contract is reasonably anticipated to remediate the blighting conditions and will serve a public purpose.

3. Each district shall annually reimburse the municipality for the reasonable and actual expenses incurred by the municipality to establish such district and review annual budgets and reports of such district required to be submitted to the municipality; provided that, such annual reimbursement shall not exceed one and one-half percent of the revenues collected by the district in such year.

4. Nothing in sections 67.1401 to 67.1571 shall be construed to delegate to any district any sovereign right of municipalities to promote order, safety, health, morals, and general welfare of the public, except those such police powers, if any, expressly delegated pursuant to sections 67.1401 to 67.1571.

5. The governing body of the municipality establishing the district shall not decrease the level of publicly funded services in the district existing prior to the creation of the district or transfer the financial burden of providing the services to the district unless the services at the same time are decreased throughout the municipality, nor shall the governing body discriminate in the provision of the publicly funded services between areas included in such district and areas not so included.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sutherland, **House Amendment No. 2** was adopted.

Representative Nolte offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 805, Page 1, Section A, Line 8, by inserting after all of said line the following:

"52.230. Each year the collectors of revenue in all counties of the first class not having a charter form of government, and in all second, third and fourth class counties of the state, not under township organization, shall mail to all resident taxpayers, at least [fifteen] **thirty** days prior to delinquent date, a statement of all real and tangible personal property taxes due and assessed on the current tax books in the name of the taxpayers. Such statement shall also include

the amount of real and tangible personal property taxes delinquent at the time of the mailing of the statement, including any interest and penalties associated with the delinquent taxes. Such statement shall declare upon its face, or by an attachment thereto, that they are delinquent at the time such statement is mailed for an amount of real or tangible personal property taxes, or both. Collectors shall also mail tax receipts for all the taxes received by mail."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Nolte, **House Amendment No. 3** was adopted.

Representative Ruestman offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 805, Section 67.2510, Page 7, Line 14, by inserting after all of said line the following:

"94.950. 1. As used in this section, "museum" means museums operating or to be built in the city and that are registered with the United States Internal Revenue Service as a 501(c)(3) corporation, or an organization that is registered with the United States Internal Revenue Service as a 501(c)(3) corporation and that develops, promotes, or operates historical locations or preservation sites.

2. The governing body of any home rule city with more than forty-five thousand five hundred but fewer than forty-five thousand nine hundred inhabitants and partially located in any county of the first classification with more than one hundred four thousand six hundred but fewer than one hundred four thousand seven hundred inhabitants may impose, by order or ordinance, a sales tax on all retail sales made within the city which are subject to sales tax under chapter 144, RSMo. The tax authorized in this section shall not exceed one-half of one percent, and shall be imposed solely for the purpose of funding the operation, construction, or renovation of historical locations and museums to promote tourism. The tax authorized in this section shall be in addition to all other sales taxes imposed by law, and shall be stated separately from all other charges and taxes. The order or ordinance shall not become effective unless the governing body of the city submits to the voters residing within the city at a state general, primary, or special election a proposal to authorize the governing body of the city to impose a tax under this section.

3. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert the name of the city) impose a sales tax at a rate of (insert rate of percent) percent, solely for the purpose of funding the operation, construction, or renovation of historical locations and museums to promote tourism?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter immediately following notification to the department of revenue. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

4. All revenue collected under this section by the director of the department of revenue on behalf of any city, except for one percent for the cost of collection which shall be deposited in the state's general revenue fund, shall be deposited in a special trust fund, which is hereby created and shall be known as the "Local Option Museum Sales Tax Trust Fund", and shall be used solely for the designated purposes. Moneys in the fund shall not be deemed to be state funds, and shall not be commingled with any funds of the state. The director may make refunds from the amounts in the trust fund and credited to the city for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such city. Any funds in the trust fund which are not needed for current expenditures shall be invested in the same manner as other funds are

invested. Any interest and moneys earned on such investments shall be credited to the fund. Not later than the tenth day of each month, the director shall distribute all moneys deposited in the trust fund during the preceding month to the city that levied the sales tax.

5. On or after the effective date of the tax, the director of revenue shall be responsible for the administration, collection, enforcement, and operation of the tax, and sections 32.085 and 32.087, RSMo, shall apply. In order to permit sellers required to collect and report the sales tax to collect the amount required to be reported and remitted, but not to change the requirements of reporting or remitting the tax, or to serve as a levy of the tax, and in order to avoid fractions of pennies, the governing body of the city may authorize the use of a bracket system similar to that authorized in section 144.285, RSMo, and notwithstanding the provisions of that section, this new bracket system shall be used where this tax is imposed and shall apply to all taxable transactions. Beginning with the effective date of the tax, every retailer in the city shall add the sales tax to the sale price, and this tax shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same manner as the purchase price. For purposes of this section, all retail sales shall be deemed to be consummated at the place of business of the retailer.

6. All applicable provisions in sections 144.010 to 144.524, RSMo, governing the state sales tax, and section 32.057, RSMo, the uniform confidentiality provision, shall apply to the collection of the tax, and all exemptions granted to agencies of government, organizations, and persons under sections 144.010 to 144.525, RSMo, are hereby made applicable to the imposition and collection of the tax. The same sales tax permit, exemption certificate, and retail certificate required by sections 144.010 to 144.525, RSMo, for the administration and collection of the state sales tax shall satisfy the requirements of this section, and no additional permit or exemption certificate or retail certificate shall be required; except that, the director of revenue may prescribe a form of exemption certificate for an exemption from the tax. All discounts allowed the retailer under the state sales tax for the collection of and for payment of taxes are hereby allowed and made applicable to the tax. The penalties for violations provided in section 32.057, RSMo, and sections 144.010 to 144.525, RSMo, are hereby made applicable to violations of this section. If any person is delinquent in the payment of the amount required to be paid under this section, or in the event a determination has been made against the person for the tax and penalty under this section, the limitation for bringing suit for the collection of the delinquent tax and penalties shall be the same as that provided in sections 144.010 to 144.525, RSMo.

7. The governing body of any city that has adopted the sales tax authorized in this section may submit the question of repeal of the tax to the voters on any date available for elections for the city. The ballot of submission shall be in substantially the following form:

Shall (insert the name of the city) repeal the sales tax imposed at a rate of (insert rate of percent) percent for the purpose of funding the operation, construction, or renovation of historical locations and museums to promote tourism?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

8. Whenever the governing body of any city that has adopted the sales tax authorized in this section receives a petition, signed by a number of registered voters of the city equal to at least two percent of the number of registered voters of the city voting in the last gubernatorial election, calling for an election to repeal the sales tax imposed under this section, the governing body shall submit to the voters of the city a proposal to repeal the tax. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the repeal, the repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

9. If the tax is repealed or terminated by any means, all funds remaining in the trust fund shall continue to be used solely for the designated purposes, and the city shall notify the director of the department of revenue of the action at least thirty days before the effective date of the repeal and the director may order retention in the

trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such city, the director shall remit the balance in the account to the city and close the account of that city. The director shall notify each city of each instance of any amount refunded or any check redeemed from receipts due the city."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Fares offered **House Amendment No. 1 to House Amendment No. 4.**

*House Amendment No. 1
to
House Amendment No. 4*

AMEND House Amendment No. 4 to House Committee Substitute for Senate Bill No. 805, Page 5, Line 16, by inserting after all of said line the following:

"94.860. 1. The governing body of any municipalities located in whole or in part within any county with a charter form of government and with more than one million inhabitants is hereby authorized to impose, by ordinance or order, a sales tax in the amount of up to one-half of one percent on all retail sales made in such municipality, which are subject to taxation under the provisions of sections 144.010 to 144.525, RSMo, for the purpose of improving the public safety for such municipality, including but not limited to expenditures on equipment, municipal employee salaries and benefits, contractual payments for public safety services, and facilities for police, fire and emergency medical providers. The tax authorized by this section shall be in addition to any other sales taxes allowed by law. No ordinance or order imposing a sales tax pursuant to the provisions of this section shall be effective unless the governing body of the municipality submits to the voters of the municipality, at a county or state general, primary, or special election, a proposal to authorize the governing body of the municipality to impose a tax.

2. If the proposal submitted involves only authorization to impose the tax authorized by this section, the ballot of submission shall contain, but need not be limited to, the following language:

Shall the municipality of (municipality's name) impose a sales tax of (insert amount) for the purpose of improving the public safety of the municipality?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal submitted pursuant to this subsection, then the ordinance or order and any amendments thereto shall be in effect on the first day of the second quarter immediately following the election approving the proposal. If a proposal receives less than the required majority, then the governing body of the municipality shall have no power to impose the sales tax herein authorized unless and until the governing body of the municipality shall again have submitted another proposal to authorize the governing body of the municipality to impose the sales tax authorized by this section and such proposal is approved by the required majority of the qualified voters voting thereon.

3. Within thirty days of the approval of a public safety sales tax pursuant to this section, the governing body shall choose one of the following options:

(1) OPTION 1. Eighty-five percent of the moneys generated within each municipality shall be retained in subaccount 1 of the trust fund created in subsection 4 of this section and shall be returned to that municipality as provided in subdivision (1) of subsection 4 of this section. Fifteen percent of the moneys generated within each municipality shall be retained in subaccount 2 of the trust fund created in, and allocated as provided in, subdivision (2) of subsection 4 of this section;

(2) OPTION 2. One hundred percent of the moneys generated within each municipality shall be retained in subaccount 2 of the trust fund created in, and allocated as provided in, subdivision (2) of subsection 4 of this section.

4. The moneys shall be retained in two separate subaccounts in the "Municipal Public Safety Sales Tax Fund" which is hereby created. Moneys in the fund shall be distributed to each municipality as follows:

(1) For municipalities choosing Option 1, eighty-five percent of the taxes collected within each municipality and retained in subaccount 1 of the trust fund shall be returned to each municipality;

(2) For municipalities choosing Option 2, the moneys retained in subaccount 2 of the trust fund shall be distributed to each municipality based on the percentage ratio that the population of that municipality bears to the total population of all of the municipalities choosing Option 2.

5. All revenue received by a municipality from the tax authorized under the provisions of this section shall be deposited in a special trust fund and shall be used solely for improving the public safety for such municipality for so long as the tax shall remain in effect. Once the tax authorized by this section is abolished or is terminated by any means, all funds remaining in the special trust fund shall be used solely for improving public safety for the municipality. Any funds in such special trust fund which are not needed for current expenditures may be invested by the governing body in accordance with applicable laws relating to the investment of other municipal funds.

6. All sales taxes collected by the director of the department of revenue under this section on behalf of any municipality, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, RSMo, shall be deposited in the special trust fund created in subsection 4 of this section. The moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of the department of revenue shall keep accurate records of the amount of money in the trust and which was collected in each municipality imposing a sales tax pursuant to this section, and the records shall be open to the inspection of officers of the municipality and the public. Not later than the tenth day of each month the director of the department of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the municipality which levied the tax, such funds shall be deposited with the treasurer of each such municipality, and all expenditures of funds arising from the trust fund shall be by an appropriation act to be enacted by the governing body of each such municipality. Expenditures may be made from the fund for any functions authorized in the ordinance or order adopted by the governing body submitting the tax to the voters.

7. The director of the department of revenue may make refunds from the amounts in the trust fund and credited to any municipality for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such municipalities. If any municipality abolishes the tax, the municipality shall notify the director of the department of revenue of the action at least ninety days prior to the effective date of the repeal and the director of the department of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such municipality, the director of the department of revenue shall remit the balance in the account to the municipality and close the account of that municipality. The director of the department of revenue shall notify each municipality of each instance of any amount refunded or any check redeemed from receipts due the municipality.

8. Except as modified in this section, all provisions of sections 32.085 and 32.087, RSMo, shall apply to the tax imposed under this section.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Pratt assumed the Chair.

Representative Fares moved that **House Amendment No. 1 to House Amendment No. 4** be adopted.

Which motion was defeated by the following vote:

AYES: 043

Bogetto	Cooper 120	Cunningham 145	Day	Deeken
Denison	Dixon	Emery	Faith	Fares
Fisher	Flook	Hunter	Johnson 47	Kelly
Kingery	Lipke	McGhee	Muschany	Myers
Nance	Parson	Pearce	Phillips	Pollock

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Quinn	Rector	Richard	Robb	Ruestman
Schlottach	Stevenson	St. Onge	Tilley	Viebrock
Villa	Wallace	Walton	Wells	Weter
Wilson 119	Wood	Mr Speaker		

NOES: 111

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Bland	Bowman	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 155	Cooper 158
Corcoran	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Dempsey	Dethrow	Donnelly
Dougherty	Dusenberg	El-Amin	Ervin	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Ice	Jackson	Johnson 61
Johnson 90	Jolly	Jones	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Loehner	Low 39	Lowe 44	May
Meadows	Meiners	Moore	Munzlinger	Nieves
Nolte	Oxford	Page	Parker	Portwood
Pratt	Robinson	Roorda	Rucker	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Storch
Sutherland	Swinger	Threlkeld	Vogt	Wagner
Walsh	Whorton	Wildberger	Witte	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Black	Brown 30	Marsh	Roark
Spreng	Wasson	Wilson 130		

VACANCIES: 001

On motion of Representative Ruestman, **House Amendment No. 4** was adopted.

Representative Faith offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 805, Section 144.030, Page 23, Line 72, by inserting an open bracket "[" before the word, "solely"; and

Further amend said line, by inserting a closed bracket "]" immediately after the word, "solely"; and

Further amend said section, Page 23, Line 73, by inserting an open bracket "[" before the words, "in interstate commerce"; and

Further amend said line, by inserting a closed bracket "]" immediately after the words, "in interstate commerce"; and

Further amend said bill, Page 29, Section 144.054, Line 20, by inserting after said line the following:

“144.062. 1. With respect to exempt sales at retail of tangible personal property and materials for the purpose of constructing, repairing or remodeling facilities for:

(1) A county, other political subdivision or instrumentality thereof exempt from taxation under subdivision (10) of section 39 of article III of the Constitution of Missouri; or

(2) An organization sales to which are exempt from taxation under the provisions of subdivision (19) of subsection 2 of section 144.030; or

(3) Any institution of higher education supported by public funds or any private not-for-profit institution of higher education, exempt from taxation under subdivision (20) of subsection 2 of section 144.030; or

(4) Any private not-for-profit elementary or secondary school exempt from taxation under subdivision (22) of subsection 2 of section 144.030; or

(5) After June 30, 2007, the department of transportation or the state highways and transportation commission, hereinafter collectively referred to as exempt entities, such exemptions shall be allowed for such purchases if the purchases are related to the entities' exempt functions and activities. In addition, the sales shall not be rendered nonexempt nor shall any material supplier or contractor be obligated to pay, collect or remit sales tax with respect to such purchases made by or on behalf of an exempt entity due to such purchases being billed to or paid for by a contractor or the exempt entity contracting with any entity to render any services in relation to such purchases, including but not limited to selection of materials, ordering, pickup, delivery, approval on delivery, taking of delivery, transportation, storage, assumption of risk of loss to materials or providing warranties on materials as specified by contract, use of materials or other purchases for construction of the building or other facility, providing labor, management services, administrative services, design or technical services or advice to the exempt entity, whether or not the contractor or other entity exercises dominion or control in any other manner over the materials in conjunction with services or labor provided to the exempt entity. One half of the savings realized, by the department of transportation or the state highways and transportation commission, from being a tax-exempt entity shall be applied to the unfunded liability of the Missouri Department of Transportation and Highway Patrol Employees' Retirement System and can not be used to supplant the actuarially required contribution payment.

2. When any exempt entity contracts for the purpose of constructing, repairing or remodeling facilities, and purchases of tangible personal property and materials to be incorporated into or consumed in the construction of the project are to be made on a tax-exempt basis, such entity shall furnish to the contractor an exemption certificate authorizing such purchases for the construction, repair or remodeling project. The form and content of such project exemption certificate shall be approved by the director of revenue. The project exemption certificate shall include but not be limited to:

(1) The exempt entity's name, address, Missouri tax identification number and signature of authorized representative;

(2) The project location, description, and unique identification number;

(3) The date the contract is entered into, which is the earliest date materials may be purchased for the project on a tax-exempt basis;

(4) The estimated project completion date; and

(5) The certificate expiration date.

Such certificate is renewable for a given project at the option of the exempt entity, only for the purpose of revising the certificate expiration date as necessary to complete the project.

3. The contractor shall furnish the certificate prescribed in subsection 2 of this section to all subcontractors, and any contractor purchasing materials shall present such certificate to all material suppliers as authorization to purchase, on behalf of the exempt entity, all tangible personal property and materials to be incorporated into or consumed in the construction of that project and no other on a tax-exempt basis. Such suppliers shall execute to the purchasing contractor invoices bearing the name of the exempt entity and the project identification number. Nothing in this section shall be deemed to exempt the purchase of any construction machinery, equipment or tools used in constructing, repairing or remodeling facilities for the exempt entity. All invoices for all personal property and materials purchased under a project exemption certificate shall be retained by the purchasing contractor for a period of five years and shall be subject to audit by the director of revenue.

4. Any excess resalable tangible personal property or materials which were purchased for the project by a contractor under a project exemption certificate but which were not incorporated into or consumed in the construction of the project shall either be returned to the supplier for credit or the appropriate sales or use tax on such excess property or materials shall be reported on a return and paid by such contractor not later than the due date of the contractor's

Missouri sales or use tax return following the month in which it was determined that the materials were not to be used in the project.

5. No contractor or material supplier shall, upon audit, be required to pay tax on tangible personal property and materials incorporated into or consumed in the construction of the project, due to the failure of the exempt entity to revise the certificate expiration date as necessary to complete any work required by the contract. If it is determined that tax is owed on such property and materials due to the failure of the exempt entity to revise such certificate expiration date, the exempt entity shall be liable for the tax owed.

6. If an entity issues exemption certificates for the purchase of tangible personal property and materials which are incorporated into or consumed in the construction of its project and such entity is found not to have had the authority granted by this section to issue such exemption certificates, then such entity shall be liable for the tax owed on such personal property and materials. In addition, if an entity which does have the authority granted by this section to issue exemption certificates issues such certificates for the purchase of tangible personal property and materials which are incorporated into or consumed in the construction of a project, or part of a project, which is found not to be related to such entity's exempt functions and activities, then such entity shall be liable for the tax owed on such personal property and materials.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Faith, **House Amendment No. 5** was adopted.

Representative Tilley offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 805, Page 2, Section 55.190, Line 13, by inserting after all of said line the following:

"67.997. 1. The governing body of any county of the third classification without a township form of government and with more than eighteen thousand one hundred but fewer than eighteen thousand two hundred inhabitants may impose, by order or ordinance, a sales tax on all retail sales made within the county which are subject to sales tax under chapter 144, RSMo. The tax authorized in this section shall not exceed one-fourth of one percent, and shall be imposed solely for the purpose of funding senior services and youth programs provided by the county. One-half of all revenue collected under this section shall be used solely to fund any service or activity deemed necessary by the senior service tax commission established in this section, and one-half of all revenue collected under this section shall be used solely to fund all youth programs administered by an existing county community task force. The tax authorized in this section shall be in addition to all other sales taxes imposed by law, and shall be stated separately from all other charges and taxes. The order or ordinance shall not become effective unless the governing body of the county submits to the voters residing within the county at a state general, primary, or special election a proposal to authorize the governing body of the county to impose a tax under this section.

2. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert the name of the county) impose a sales tax at a rate of (insert rate of percent) percent, with half of the revenue from the tax to be used solely to fund senior services provided by the county and half of the revenue from the tax to be used solely to fund youth programs provided by the county?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter immediately following the approval of the tax or notification to the department of revenue if such tax will be administered by the department of revenue. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to

the question, then the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

3. On or after the effective date of any tax authorized under this section, the county which imposed the tax may adopt one of the two following provisions for the collection and administration of the tax:

(1) The county may adopt rules for the internal collection of such tax by the county officers usually responsible for collection and administration of county taxes; or

(2) The county may enter into an agreement with the director of the department of revenue for the purpose of collecting the tax authorized in this section. In the event the county enters into an agreement with the director of revenue for the collection of the tax, on or after the effective date of the tax the director of revenue shall be responsible for the administration, collection, enforcement, and operation of the tax, and sections 32.085 and 32.087, RSMo, shall apply. All revenue collected under this section by the director of the department of revenue on behalf of any county, except for one percent for the cost of collection which shall be deposited in the state's general revenue fund, shall be deposited in a special trust fund, which is hereby created and shall be known as the "Senior Services and Youth Programs Sales Tax Trust Fund", and shall be used solely for the designated purposes. Moneys in the fund shall not be deemed to be state funds, and shall not be commingled with any funds of the state. The director may make refunds from the amounts in the trust fund and credited to the county for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such county. Any funds in the special trust fund which are not needed for current expenditures shall be invested in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. In order to permit sellers required to collect and report the sales tax to collect the amount required to be reported and remitted, but not to change the requirements of reporting or remitting the tax, or to serve as a levy of the tax, and in order to avoid fractions of pennies, the governing body of the county may authorize the use of a bracket system similar to that authorized in section 144.285, RSMo, and notwithstanding the provisions of that section, this new bracket system shall be used where this tax is imposed and shall apply to all taxable transactions. Beginning with the effective date of the tax, every retailer in the county shall add the sales tax to the sale price, and this tax shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same manner as the purchase price. For purposes of this section, all retail sales shall be deemed to be consummated at the place of business of the retailer.

5. All applicable provisions in sections 144.010 to 144.524, RSMo, governing the state sales tax, and section 32.057, RSMo, the uniform confidentiality provision, shall apply to the collection of the tax, and all exemptions granted to agencies of government, organizations, and persons under sections 144.010 to 144.525, RSMo, are hereby made applicable to the imposition and collection of the tax. The same sales tax permit, exemption certificate, and retail certificate required by sections 144.010 to 144.525, RSMo, for the administration and collection of the state sales tax shall satisfy the requirements of this section, and no additional permit or exemption certificate or retail certificate shall be required; except that, the director of revenue may prescribe a form of exemption certificate for an exemption from the tax. All discounts allowed the retailer under the state sales tax for the collection of and for payment of taxes are hereby allowed and made applicable to the tax. The penalties for violations provided in section 32.057, RSMo, and sections 144.010 to 144.525, RSMo, are hereby made applicable to violations of this section. If any person is delinquent in the payment of the amount required to be paid under this section, or in the event a determination has been made against the person for taxes and penalty under this section, the limitation for bringing suit for the collection of the delinquent tax and penalty shall be the same as that provided in sections 144.010 to 144.525, RSMo.

6. The governing body of any county that has adopted the sales tax authorized in this section may submit the question of repeal of the tax to the voters on any date available for elections for the county. The ballot of submission shall be in substantially the following form:

Shall (insert the name of the county) repeal the sales tax imposed at a rate of (insert rate of percent) percent for the purpose of funding senior services and youth programs provided by the county?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then

the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

7. Whenever the governing body of any county that has adopted the sales tax authorized in this section receives a petition, signed by ten percent of the registered voters of the county voting in the last gubernatorial election, calling for an election to repeal the sales tax imposed under this section, the governing body shall submit to the voters of the county a proposal to repeal the tax. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the repeal, the repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

8. If the tax is repealed or terminated by any means, all funds remaining in the special trust fund shall continue to be used solely for the designated purposes, and the county shall notify the director of the department of revenue of the action at least thirty days before the effective date of the repeal and the director may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such county, the director shall remit the balance in the account to the county and close the account of that county. The director shall notify each county of each instance of any amount refunded or any check redeemed from receipts due the county.

9. Each county imposing the tax authorized in this section shall establish a senior services tax commission to administer the portion of the sales tax revenue dedicated to providing senior services. Such commission shall consist of seven members appointed by the county commission. The county commission shall determine the qualifications, terms of office, compensation, powers, duties, restrictions, procedures, and all other necessary functions of the commission."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Tilley, **House Amendment No. 6** was adopted.

Representative Villa offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 805, Page 7, Section 135.010, Line 1, by inserting before said line the following:

“92.500. 1. The governing body of any city not within a county may impose, by order or ordinance, a sales tax on all retail sales made within the city which are subject to sales tax under chapter 144, RSMo. The tax authorized in this section shall not exceed one-half of one percent, and shall be imposed solely for the purpose of providing revenues for the operation of public safety departments, including police and fire departments, and for compensation, pension programs, and health care for employees and pensioners of the public safety departments. The tax authorized in this section shall be in addition to all other sales taxes imposed by law, and shall be stated separately from all other charges and taxes. The order or ordinance shall not become effective unless the governing body of the city submits to the voters residing within the city at a state general, primary, or special election a proposal to authorize the governing body of the city to impose a tax under this section.

2. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert the name of the city) impose a sales tax at a rate of (insert rate of percent) percent, solely for the purpose of providing revenues for the operation of public safety departments of the city, including the hiring of police officers and prosecuting attorneys?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter immediately following notification to the department of revenue. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

3. All revenue collected under this section by the director of the department of revenue on behalf of any city, except for one percent for the cost of collection which shall be deposited in the state's general revenue fund, shall be deposited in a special trust fund, which is hereby created and shall be known as the "Public Safety Protection Sales Tax Fund", and shall be used solely for the designated purposes. Moneys in the fund shall not be deemed to be state funds, and shall not be commingled with any funds of the state. The director may make refunds from the amounts in the trust fund and credited to the city for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such city. Any funds in the special trust fund which are not needed for current expenditures shall be invested in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. The director shall keep accurate records of the amounts in the fund, and such records shall be open to the inspection of the officers of such city and to the public. Not later than the tenth day of each month, the director shall distribute all moneys deposited in the fund during the preceding month to the city. Such funds shall be deposited with the treasurer of the city, and all expenditures of moneys from the fund shall be by an appropriation ordinance enacted by the governing body of the city.

4. On or after the effective date of the tax, the director of revenue shall be responsible for the administration, collection, enforcement, and operation of the tax, and sections 32.085 and 32.087, RSMo, shall apply. In order to permit sellers required to collect and report the sales tax to collect the amount required to be reported and remitted, but not to change the requirements of reporting or remitting the tax, or to serve as a levy of the tax, and in order to avoid fractions of pennies, the governing body of the city may authorize the use of a bracket system similar to that authorized in section 144.285, RSMo, and notwithstanding the provisions of that section, this new bracket system shall be used where this tax is imposed and shall apply to all taxable transactions. Beginning with the effective date of the tax, every retailer in the city shall add the sales tax to the sale price, and this tax shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same manner as the purchase price. For purposes of this section, all retail sales shall be deemed to be consummated at the place of business of the retailer.

5. All applicable provisions in sections 144.010 to 144.524, RSMo, governing the state sales tax, and section 32.057, RSMo, the uniform confidentiality provision, shall apply to the collection of the tax, and all exemptions granted to agencies of government, organizations, and persons under sections 144.010 to 144.525, RSMo, are hereby made applicable to the imposition and collection of the tax. The same sales tax permit, exemption certificate, and retail certificate required by sections 144.010 to 144.525, RSMo, for the administration and collection of the state sales tax shall satisfy the requirements of this section, and no additional permit or exemption certificate or retail certificate shall be required; except that, the director of revenue may prescribe a form of exemption certificate for an exemption from the tax. All discounts allowed the retailer under the state sales tax for the collection of and for payment of taxes are hereby allowed and made applicable to the tax. The penalties for violations provided in section 32.057, RSMo, and sections 144.010 to 144.525, RSMo, are hereby made applicable to violations of this section. If any person is delinquent in the payment of the amount required to be paid under this section, or in the event a determination has been made against the person for the tax and penalties under this section, the limitation for bringing suit for the collection of the delinquent tax and penalties shall be the same as that provided in sections 144.010 to 144.525, RSMo.

6. The governing body of any city that has adopted the sales tax authorized in this section may submit the question of repeal of the tax to the voters on any date available for elections for the city. The ballot of submission shall be in substantially the following form:

Shall (insert the name of the city) repeal the sales tax imposed at a rate of (insert rate of percent) percent for the purpose of providing revenues for the operation of public safety departments of the city?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

7. Whenever the governing body of any city that has adopted the sales tax authorized in this section receives a petition, signed by a number of registered voters of the city equal to at least two percent of the number of registered voters of the city voting in the last gubernatorial election, calling for an election to repeal the sales tax imposed under this section, the governing body shall submit to the voters of the city a proposal to repeal the tax. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the repeal, the repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

8. If the tax is repealed or terminated by any means, all funds remaining in the special trust fund shall continue to be used solely for the designated purposes, and the city shall notify the director of the department of revenue of the action at least ninety days before the effective date of the repeal and the director may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such city, the director shall remit the balance in the account to the city and close the account of that city. The director shall notify each city of each instance of any amount refunded or any check redeemed from receipts due the city.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Villa, **House Amendment No. 7** was adopted.

Representative Wallace offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 805, Page 1, Section A, Line 8, by inserting at the end of said line the following:

“50.327. [Notwithstanding any other provisions of law to the contrary,] **1.** The salary schedules contained in section 49.082, RSMo, sections 50.334 and 50.343, 51.281, RSMo 282, RSMo, 52.269, RSMo, 53.082, RSMo, 53.083, RSMo, 54.261, RSMo, 54.320, RSMo, 55.091, RSMo, 56.265, RSMo, 57.317, RSMo, [and] 58.095, RSMo, **and 473.742, RSMo**, shall be set as a base schedule for those county officials, unless the current salary of such officials, as of August 28, 2005, is **higher or** lower than the compensation provided under the salary schedules. Beginning August 28, 2005, the salary commission in all counties except charter counties in this state shall be responsible for the computation of salaries of all county officials; provided, however, that any percentage salary adjustments in a county shall be equal for all such officials in that county.

If the salary commission votes to decrease the compensation, a vote of two-thirds or more of all the members of the salary commission shall be required before the salary or other compensation of any county office shall be decreased below the compensation being paid for the particular office on the date the salary commission votes, and all officers and offices shall receive the same percentage decrease.

2. In no event shall the base salary or compensation of a county collector in any county of the first classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand eight hundred inhabitants set on or after August 28, 2005, be reduced below the salary or compensation being paid on August 28, 2005. All actions or votes taken under the authority of section 50.333 between August 28, 2005, and December 31, 2005, shall be subject to this subsection and any such action or vote not in compliance with this subsection shall be void.”; and

Further amend said bill by amending the title and enacting clause accordingly.

On motion of Representative Wallace, **House Amendment No. 8** was adopted.

Representative Lager offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Bill No. 805, Section 144.054, Page 29, Line 14, by deleting the word “**meat**” from said line and inserting in lieu thereof the following:

“**animal slaughtering defined under the North American Industry Classification System (NAICS) code of 311611**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lager, **House Amendment No. 9** was adopted.

Representative Icet offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Bill No. 805, Page 9, Section 135.610, Line 54, by inserting after all of said line the following:

"137.055. 1. After the assessor's book of each county, except in the city of St. Louis **and any county with a charter form of government and with more than one million inhabitants**, shall be corrected and adjusted according to law, but not later than September twentieth, of each year, the county governing body shall ascertain the sum necessary to be raised for county purposes, and fix the rate of taxes on the several subjects of taxation so as to raise the required sum, and the same to be entered in the proper columns in the tax book. **In any county with a charter form of government and with more than one million inhabitants, the rate of taxes shall be fixed under this subsection no later than October twentieth of each year.**

2. Prior to fixing the rate of taxes, as provided in this section, the county governing body shall hold a public hearing on the proposed rate of taxes. A notice stating the time and place for the hearing shall be published in at least one newspaper qualified under the laws of Missouri of general circulation in the county at least seven days prior to the date of the hearing. The notice shall include the aggregate assessed valuation by category of real, total personal and other tangible property in the county as entered in the tax book for the fiscal year for which the tax is to be levied, the aggregate assessed valuation by category of real, total personal and other tangible property in the county for the preceding taxable year, the required sums to be raised from the property tax for each purpose for which the county levies taxes as approved in the budget adopted under chapter 50, RSMo, and the proposed rate of taxes which will produce substantially the same revenues as required by the budget. Failure of any taxpayer to appear at said hearing shall not prevent the taxpayer from pursuit of any other legal remedy otherwise available to the taxpayer. Nothing in this subsection absolves county governing bodies of responsibilities under section 137.073 nor to adjust tax rates in event changes in assessed valuation occur that would alter the tax rate calculations."; and

Further amend said bill, Page 9, Section 135.610, Line 54, by inserting after all of said line the following:

"137.079. **1.** Prior to setting its rate or rates as required by section 137.073, each taxing authority shall exclude from its total assessed valuation seventy-two percent of the total amount of assessed value of business personal property that is the subject of an appeal at the state tax commission or in a court of competent jurisdiction in this state. This exclusion shall only apply to the portion of the assessed value of business personal property that is disputed in the appeal, and shall not exclude any portion of the same property that is not disputed. If the taxing authority uses a multirate approach as provided in section 137.073, this exclusion shall be made from the personal property class. The state tax commission shall provide each taxing authority with the total assessed value of business personal property within the

jurisdiction of such taxing authority for which an appeal is pending no later than August twentieth of each year, **except as provided in subsection 2 of this section.** Whenever any appeal is resolved, whether by final adjudication or settlement, and the result of the appeal causes money to be paid to the taxing authority, the taxing authority shall not be required to make an additional adjustment to its rate or rates due to such payment once the deadline for setting its rates, as provided by this chapter, has passed in a taxable year, but shall adjust its rate or rates due to such payment in the next rate setting cycle to offset the payment in the next taxable year. For the purposes of this section, the term "business personal property", means tangible personal property which is used in a trade or business or used for production of income and which has a determinable life of longer than one year except that supplies used by a business shall also be considered business personal property, but shall not include livestock, farm machinery, property subject to the motor vehicle registration provisions of chapter 301, RSMo, property subject to the tables provided in section 137.078, the property of rural electric cooperatives under chapter 394, RSMo, or property assessed by the state tax commission under chapters 151, 153, and 155, RSMo, section 137.022, and sections 137.1000 to 137.1030.

2. In any county with a charter form of government and with more than one million inhabitants, the state tax commission shall provide each taxing authority with the total assessed value of business personal property within the jurisdiction of such taxing authority for which an appeal is pending no later than September first of each year."; and

Further amend said bill, Page 33, Section 144.440, Line 18, by inserting after all of said line the following:

"164.011. 1. The school board of each district annually shall prepare an estimate of the amount of money to be raised by taxation for the ensuing school year, the rate required to produce the amount, and the rate necessary to sustain the school or schools of the district for the ensuing school year, to meet principal and interest payments on the bonded debt of the district and to provide the funds to meet other legitimate district purposes. In preparing the estimate, the board shall have sole authority in determining what part of the total authorized rate shall be used to provide revenue for each of the funds as authorized by section 165.011, RSMo. Prior to setting tax rates for the teachers' and incidental funds, the school board of each school district annually shall set the tax rate for the capital projects fund as necessary to meet the expenditures of the capital projects fund after all transfers allowed pursuant to subsection 4 of section 165.011, RSMo. Furthermore the tax rate set in the capital projects fund shall not require the reduction of the equalized combined tax rates for the teachers' and incidental funds to be less than the greater of the minimum operating levy for the current year for school purposes established under subsection 2 of section 163.021, RSMo.

2. **Except as provided in subsection 3 of this section,** the school board of each district shall forward the estimate to the county clerk on or before September first. In school districts divided by county lines, the estimate shall be forwarded to the proper officer of each county in which any part of the district lies.

3. The school board of each district located in any county with a charter form of government and with more than one million inhabitants shall forward the estimate to the county clerk on or before October first.

164.011. 1. The school board of each district annually shall prepare an estimate of the amount of money to be raised by taxation for the ensuing school year, the rate required to produce the amount, and the rate necessary to sustain the school or schools of the district for the ensuing school year, to meet principal and interest payments on the bonded debt of the district and to provide the funds to meet other legitimate district purposes. In preparing the estimate, the board shall have sole authority in determining what part of the total authorized rate shall be used to provide revenue for each of the funds as authorized by section 165.011, RSMo. Except as provided in subsection 3 of this section, for the 1996-97 school year and thereafter, prior to setting tax rates for the teachers' and incidental funds, the school board of each school district annually shall set the tax rate for the capital projects fund as necessary to meet the expenditures of the capital projects fund after all transfers allowed pursuant to subsection 7 of section 165.011, RSMo, for expenditures authorized by section 177.088, RSMo, and after the following transfers if needed: in the 1996-97 school year, one-twelfth of the maximum transfer allowed by section 165.011, RSMo; in the 1997-98 school year, one-sixth of the maximum transfer allowed by section 165.011, RSMo; in the 1998-99 school year, one-half of the maximum transfer allowed by section 165.011, RSMo; and in the 1999-2000 school year and thereafter, one hundred percent of the transfers allowed by section 165.011, RSMo. Furthermore, except that the tax rate set in the capital projects fund shall not require the reduction of the equalized combined tax rates for the teachers' and incidental funds to be less than the greater of the minimum operating levy for the current year for school purposes established under subsection 2 of section 163.021, RSMo, or the 1993 tax rate as used for state aid purposes in section 163.031, RSMo, plus that portion of the full amount of any voter-approved increase in the tax rate ceiling as defined in section 137.073, RSMo, approved after the first day of January, 1994, and before the thirtieth day of March, 1994, as levied in the current year, in any

school district located in a county of the fourth classification that had an existing lease purchase arrangement for capital project purposes at the time of the election.

2. **Except as provided in subsection 4 of this section**, the school board of each district shall forward the estimate to the county clerk on or before September first. In school districts divided by county lines, the estimate shall be forwarded to the proper officer of each county in which any part of the district lies.

3. (1) For the 1997-98 school year and thereafter, prior to setting tax rates for the teachers' and incidental funds, the school board of each school district meeting the criteria specified in subdivision (2) of this subsection annually shall set the tax rate for the capital projects fund as necessary to meet the expenditures of the capital projects fund after all transfers allowed pursuant to subsection 7 of section 165.011, RSMo, for expenditures authorized by section 177.088, RSMo, and after one hundred percent of the transfers allowed by section 165.011, RSMo.

(2) Subdivision (1) of this subsection shall apply to each district which satisfies all of the following criteria:

(a) The district has a membership count for school year 1997-98 which is at least sixteen percent greater than the district's membership count for the 1991-92 school year; and

(b) The district passed a full waiver of Proposition C tax rate rollback pursuant to section 164.013, or approved an increase to the district's tax rate ceiling on or after June 1, 1994;

(c) The district is in compliance with or has paid all penalties required pursuant to section 165.016, RSMo, for the 1994-95, 1995-96 and 1996-97 school years without waiver or adjustment of the base school year certificated salary percentage; and

(d) The district approves, prior to July 1, 1998, a proposal to issue general obligation bonds which will cause the district's bonded indebtedness to be no less than eighty-five percent of the maximum bonded indebtedness of the district.

4. **The school board of each district located in any county with a charter form of government and with more than one million inhabitants shall forward the estimate to the county clerk on or before October first.**"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Icet, **House Amendment No. 10** was adopted.

Representative Sutherland offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Bill No. 805, Section 52.361, Page 1, Line 1, by inserting before said section the following:

"21.810. 1. There is established a permanent joint committee of the general assembly to be known as the "Joint Committee on Tax Policy" which shall be composed of five members of the senate, appointed by the president pro tem of the senate, and five members of the house of representatives, appointed by the speaker of the house of representatives. A majority of the members of the committee shall constitute a quorum. The members shall annually select one of the members to be the chair and one of the members to be the vice chair. The speaker of the house of representatives and the president pro tem of the senate shall appoint the respective majority members. The minority leader of the house and the minority leader of the senate shall appoint the respective minority members. The members shall receive no additional compensation, but shall be reimbursed for actual and necessary expenses incurred by them in the performance of their duties. No major party shall be represented on the committee by more than three members from the senate nor by more than three members from the house. The committee is authorized to meet and act year round and to employ the necessary personnel within the limits of appropriations. The staff of the committee on legislative research, house research, and senate research shall provide necessary clerical, research, fiscal, and legal services to the committee, as the committee may request.

2. It shall be the duty of the committee:

(1) To make a continuing study and analysis of the current and proposed tax policy of this state as it relates to:

(a) Fairness and equity;

(b) True economic impact;

(c) Burden on individuals and businesses;

(d) Effectiveness of tax expenditures;

- (e) Impact on political subdivisions of this state;
- (f) Agreements and contracts with the federal government, other states and territories, political subdivisions, and private entities relating to the collection and administration of state and local taxes and fees;
- (g) Compliance with the state and United States Constitution and federal and international law; and
- (h) The effects of interstate commerce;
- (2) To make a continuing study and review of the department of revenue, the department of economic development, the state tax commission, and any other state agency, commission, or state executive office responsible for the administration of tax policies;
- (3) To study the effects of the coupling or decoupling with the federal income tax code as it relates to the state income tax;
- (4) To make recommendations, as and when the committee deems fit, to the general assembly for legislative action or to report findings and to the departments, commissions, and offices for administrative or procedural changes;
- (5) To study the effects of a sales tax holiday; [and]
- (6) To examine and assess the public benefit of any tax credit program that is the subject of an audit by the state auditor pursuant to section 620.1300, RSMo, and provide a report to the general assembly and the governor with the committee's findings and recommendations, if any, regarding such tax credit program within six months of receiving the audit report;

(7) To examine ratio studies of assessed valuation performed by the state tax commission under section 138.380, RSMo, and recommend to the general assembly any legislative action the committee deems necessary to achieve accurate assessed values for real property.

3. All state departments, commissions, and offices responsible for the administration of tax policies shall cooperate with and assist the committee in the performance of its duties and shall make available all books, records and information requested, except individually identifiable information regarding a specific taxpayer. The committee may also consult with public and private universities and academies, public and private organizations, and private citizens in the performance of its duties. The committee may contract with public and private entities, within the limits of appropriation, for analysis and study of current or proposed changes to state and local tax policy. The committee shall have the power to subpoena witnesses, take testimony under oath, compel the attendance of witnesses, the giving of testimony and the production of records.”; and

Further amend said bill, Section 55.190, Page 2, Line 13, by inserting after said section the following:

“67.110. 1. Each political subdivision in the state, except counties, shall fix its ad valorem property tax rates as provided in this section not later than September first for entry in the tax books. Before the governing body of each political subdivision of the state, except counties, as defined in section 70.120, RSMo, fixes its rate of taxation, its budget officer shall present to its governing body the following information for each tax rate to be levied: The assessed valuation by category of real, personal and other tangible property in the political subdivision as entered in the tax book for the fiscal year for which the tax is to be levied, as provided by subsection 3 of section 137.245, RSMo, the assessed valuation by category of real, personal and other tangible property in the political subdivisions for the preceding taxable year, the amount of revenue required to be provided from the property tax as set forth in the annual budget adopted as provided by this chapter, and the tax rate proposed to be set. Should any political subdivision whose taxes are collected by the county collector of revenue fail to fix its ad valorem property tax rate by September first, then no tax rate other than the rate, if any, necessary to pay the interest and principal on any outstanding bonds shall be certified for that year.

2. The governing body shall hold at least one public hearing on the proposed rates of taxes at which citizens may be heard prior to their approval. The governing body shall determine the time and place for such hearing. A notice stating the hour, date and place of the hearing shall be published in at least one newspaper qualified under the laws of the state of Missouri of general circulation in the county within which all or the largest portion of the political subdivision is situated, or such notice shall be posted in at least three public places within the political subdivision; except that, in any county of the first class having a charter form of government, such notice may be published in a newspaper of general circulation within the political subdivision even though such newspaper is not qualified under the laws of Missouri for other legal notices. Such notice shall be published or posted at least seven days prior to the date of the hearing. The notice shall include the assessed valuation by category of real, personal and other tangible property in the political subdivision for the fiscal year for which the tax is to be levied as provided by subsection 3 of section 137.245, RSMo, the assessed valuation by category of real, personal and other tangible property in the political subdivision for the preceding taxable year, for each rate to be levied the amount of revenue required to be provided from the property tax as set forth in the annual budget adopted as provided by this chapter, and the tax rates proposed to be set for the various purposes of taxation. The tax rates shall be calculated to produce substantially the same revenues as

required in the annual budget adopted as provided in this chapter. Following the hearing the governing body of each political subdivision shall fix the rates of taxes, the same to be entered in the tax book. Failure of any taxpayer to appear at such hearing shall not prevent the taxpayer from pursuit of any other legal remedy otherwise available to the taxpayer. Nothing in this section absolves political subdivisions of responsibilities under section 137.073, RSMo, nor to adjust tax rates in event changes in assessed valuation occur that would alter the tax rate calculations.

3. Each political subdivision of the state shall fix its property tax rates in the manner provided in this section for each fiscal year which begins after December 31, 1976. New or increased tax rates for political subdivisions whose taxes are collected by the county collector approved by voters after September first of any year shall not be included in that year's tax levy except for any new tax rate ceiling approved pursuant to section 71.800, RSMo.

4. In addition to the information required under subsections 1 and 2 of this section, each political subdivision shall also include the increase in tax revenue due to an increase in assessed value as a result of new construction and improvement and the increase, both in dollar value and percentage, in tax revenue as a result of reassessment if the proposed tax rate is adopted.”; and

Further amend said bill, Section 135.610, Page 9, Line 54, by inserting after said section the following:

“137.055. 1. After the assessor's book of each county, except in the city of St. Louis, shall be corrected and adjusted according to law, but not later than September twentieth, of each year, the county governing body shall ascertain the sum necessary to be raised for county purposes, and fix the rate of taxes on the several subjects of taxation so as to raise the required sum, and the same to be entered in the proper columns in the tax book.

2. Prior to fixing the rate of taxes, as provided in this section, the county governing body shall hold a public hearing on the proposed rate of taxes. A notice stating the time and place for the hearing shall be published in at least one newspaper qualified under the laws of Missouri of general circulation in the county at least seven days prior to the date of the hearing. The notice shall include the aggregate assessed valuation by category of real, total personal and other tangible property in the county as entered in the tax book for the fiscal year for which the tax is to be levied, the aggregate assessed valuation by category of real, total personal and other tangible property in the county for the preceding taxable year, the required sums to be raised from the property tax for each purpose for which the county levies taxes as approved in the budget adopted under chapter 50, RSMo, [and] the proposed rate of taxes which will produce substantially the same revenues as required by the budget, **and the increase in tax revenue realized due to an increase in assessed value as a result of new construction and improvement, and the increase, both in dollar value and percentage, in tax revenue as a result of reassessment if the proposed tax rate is adopted.** Failure of any taxpayer to appear at said hearing shall not prevent the taxpayer from pursuit of any other legal remedy otherwise available to the taxpayer. Nothing in this subsection absolves county governing bodies of responsibilities under section 137.073 nor to adjust tax rates in event changes in assessed valuation occur that would alter the tax rate calculations.

138.380. It shall be the duty of the state tax commission, and the commissioners shall have authority, to perform all duties enumerated in this section and such other duties as may be provided by law:

(1) To raise or lower the assessed valuation of any real or tangible personal property, including the power to raise or lower the assessed valuation of the real or tangible personal property of any individual, copartnership, company, association or corporation; provided, that before any such assessment is so raised, notice of the intention of the commission to raise such assessed valuation and of the time and place at which a hearing thereon will be held, shall be given to such individual, copartnership, company, association or corporation as provided in sections 138.460 and 138.470;

(2) To require from any officer in this state, on forms prescribed by the commission, such annual or other reports as shall enable said commission to ascertain the assessed and equalized value of all real and tangible property listed for taxation, the amount of taxes assessed, collected and returned, and such other matter as the commission may require, to the end that it may have complete information concerning the entire subject of revenue and taxation and all matters and things incidental thereto;

(3) To cause to be placed upon the assessment rolls at any time during the year omitted property which may be discovered to have, for any reason, escaped assessment and taxation, and to correct any errors that may be found on the assessment rolls and to cause the proper entry to be made thereon;

(4) To investigate the tax laws of other states and countries, to formulate and submit to the legislature such recommendations as the commission may deem expedient to prevent evasions of the assessment and taxing laws, whether the tax is specific or general, to secure just, equal and uniform taxes, and improve the system of assessment and taxation in this state;

(5) To prescribe the form of all blanks and books that are used in the assessment and collection of the general property tax, except as otherwise provided by law;

(6) To oversee the education and certification of all assessors and certain assessor staff as the commission deems appropriate;

(7) Conduct periodic ratio studies to determine the quality and level of assessments of real property for each assessment jurisdiction.

[138.395. The state tax commission shall notify each school district of the equivalent sales ratio for the previous year adopted for determining the equalized assessed valuation of the property and the equalized operating levy of the school district for distributions of school foundation formula funds at least thirty days prior to the certification of such ratio to the department of elementary and secondary education, and shall provide the school district an opportunity for a meeting with the commission, or a duly authorized agent thereof, on such ratio prior to such certification. Prior to January 1, 1997, in certifying said ratios to the department of elementary and secondary education, the commission shall certify all ratios at thirty-three and one-third percent. On and after January 1, 1997, in certifying such ratios to the department of elementary and secondary education, the commission shall certify all ratios higher than thirty-one and two-thirds percent at thirty-three and one-third percent. On and after January 1, 1998, if the state tax commission, after performing the computation of equivalent sales ratio for the county and recomputing such computation to ensure accuracy, finds that such equivalent sales ratio for the county is less than or equal to thirty-one and two-thirds percent, the state tax commission shall reduce the county's reimbursement by fifteen percent the following year if it is not corrected by subsequent action of the state tax commission.]"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sutherland, **House Amendment No. 11** was adopted.

Representative Bringer offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Bill No. 805, Page 33, Section 1, Line 4, by inserting after said line the following:

"Section 2. Notwithstanding the provisions of section 163.011, RSMo, for any school district located in more than one county and whose headquarters are located within a city of the fourth classification with more than two thousand five hundred but fewer than two thousand six hundred inhabitants and located in more than one county, the county signified in the school district shall be the county in the district with the highest dollar modifier.

Section B. Because immediate action is necessary for the immediate preservation of the public health, welfare, peace, and safety, the enactment of Section 2 of Section A of this act shall be in full force and effect on July 1, 2006, or upon its passage and approval, whichever later occurs."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bringer, **House Amendment No. 12** was adopted.

Representative Harris (23) offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Bill No. 805, Page 21, Section 140.730, Line 30, by inserting after all of said line the following:

"142.803. 1. A tax is levied and imposed on all motor fuel used or consumed in this state as follows:

(1) Motor fuel, seventeen cents per gallon;

(2) Alternative fuels, not subject to the decal fees as provided in section 142.869, with a power potential equivalent of motor fuel. In the event alternative fuel, which is not commonly sold or measured by the gallon, is used in motor vehicles on the highways of this state, the director is authorized to assess and collect a tax upon such alternative fuel measured by the nearest power potential equivalent to that of one gallon of regular grade gasoline. The determination by the director of the power potential equivalent of such alternative fuel shall be prima facie correct;

(3) Aviation fuel used in propelling aircraft with reciprocating engines, nine cents per gallon as levied and imposed by section 155.080, RSMo, to be collected as required under this chapter.

2. All taxes, surcharges and fees are imposed upon the ultimate consumer, but are to be precollected as described in this chapter, for the facility and convenience of the consumer. The levy and assessment on other persons as specified in this chapter shall be as agents of this state for the precollection of the tax.

3. Upon a determination that the motor fuel tax levied in subdivision (1) of subsection 1 of this section should be suspended in the interest of providing relief to consumers faced with rising motor fuel prices, the governor may suspend the imposition of up to ten cents per gallon of such tax. Such suspension shall be for a period of no longer than fourteen days, and each suspension may be renewed upon expiration. The director of revenue may promulgate rules to implement the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Wright (137) offered **House Substitute Amendment No. 1 for House Amendment No. 13.**

*House Substitute Amendment No. 1
for
House Amendment No. 13*

AMEND House Committee Substitute for Senate Bill No. 805, by inserting the following:

"That the Department of Transportation may promulgate rules to suspend the state fuel tax on gasoline in this state."

Representative Stevenson offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 13.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 13*

AMEND House Substitute Amendment No. 1 to House Amendment No. 13 for House Committee Substitute for Senate Bill No. 805, Page 1, Line 5, after the word "state" insert thereafter the following:

“**This tax holiday shall be known as the Governor Blunt Gas Tax Holiday.**”; and

Further amend said bill, Line 2, by deleting the word “**may**” and insert “**shall have the authority to**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stevenson, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 13** was adopted.

Representative Cooper (120) assumed the Chair.

On motion of Representative Wright (137), **House Substitute Amendment No. 1 for House Amendment No. 13, as amended**, was adopted.

Representative Portwood offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Bill No. 805, Section 67.2510, Page 7, Section 14, by inserting after said line the following:

“72.418. 1. Notwithstanding any other provision of law to the contrary, no new city created pursuant to sections 72.400 to 72.423 shall establish a municipal fire department to provide fire protection services, including emergency medical services, if such city formerly consisted of unincorporated areas in the county or municipalities in the county, or both, which are provided fire protection services and emergency medical services by one or more fire protection districts. Such fire protection districts shall continue to provide services to the area comprising the new city and may levy and collect taxes the same as such districts had prior to the creation of such new city. **Each fire protection district affected by this section may impose up to one percent sales tax as defined in section 312.552, RSMo.**

2. Fire protection districts serving the area included within any annexation by a city having a fire department, including simplified boundary changes, shall continue to provide fire protection services, including emergency medical services to such area. The annexing city shall pay annually to the fire protection district an amount equal to that which the fire protection district would have levied on all taxable property within the annexed area. Such annexed area shall not be subject to taxation for any purpose thereafter by the fire protection district except for bonded indebtedness by the fire protection district which existed prior to the annexation. The amount to be paid annually by the municipality to the fire protection district pursuant hereto shall be a sum equal to the annual assessed value multiplied by the annual tax rate as certified by the fire protection district to the municipality, including any portion of the tax created for emergency medical service provided by the district, per one hundred dollars of assessed value in such area. The tax rate so computed shall include any tax on bonded indebtedness incurred subsequent to such annexation, but shall not include any portion of the tax rate for bonded indebtedness incurred prior to such annexation. Notwithstanding any other provision of law to the contrary, the residents of an area annexed on or after May 26, 1994, may vote in all fire protection district elections and may be elected to the fire protection district board of directors.

3. The fire protection district may approve or reject any proposal for the provision of fire protection and emergency medical services by a city.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Portwood, **House Amendment No. 14** was adopted.

Representative Guest offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Bill No. 805, Section 1, Page 33, Line 4, by inserting after all of said line the following:

“Section 2. 1. As used in this section, "wind energy manufacturing facility" means a facility that, through the use of wind energy, produces electricity that is intended to be sold ultimately for final use or consumption, and includes the machinery and equipment used to produce the electricity, any substation or transformers located at the facility, and any access roads required to be built to support the delivery of equipment to the facility.

2. Notwithstanding any other provision of law to the contrary, in addition to all other exemptions granted under chapter 144, RSMo, there is hereby specifically exempted from the provisions of, and from any computation of the taxes levied, assessed, and payable under, sections 144.010 to 144.525 and 144.600 to 144.761, RSMo, tangible personal property purchased and used for the purpose of constructing or repairing a wind energy manufacturing facility located in this state and incorporated into or consumed in the construction or repair of the facility. Nothing in this section shall be construed to exempt the purchase of any construction machinery, equipment, or tools used in constructing or repairing the facility.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Guest, **House Amendment No. 15** was adopted.

Representative Pollock offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Bill No. 805, Section 1, Page 33, Line 4, by inserting after all of said section the following:

“Section 2. In addition to the exemptions granted pursuant to the provisions of section 144.030, there shall also be specifically exempted from all local sales taxes, as defined in section 32.085, RSMo, and sections 144.010 to 144.510 and 144.600 to 144.757, and from the computation of the tax levied, assessed, or payable pursuant to all local sales taxes as defined in section 32.085, RSMo, and sections 144.010 to 144.525 and 144.600 to 144.811, all admission fees charged for hunting or taking of domestically raised pheasants, partridges and quail on shooting areas licensed by the Missouri department of conservation.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pollock, **House Amendment No. 16** was adopted.

Representative Nance offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Bill No. 805, Page 7, Section 67.2510, Line 14, by inserting after said line the following:

“67.2715. 1. The governing body of any city of the third classification with more than ten thousand eight hundred but less than ten thousand nine hundred inhabitants located at least partly within a county of the first classification with more than one hundred eighty-four thousand but less than one hundred eighty-eight thousand inhabitants is hereby authorized to impose, by ordinance or order, a sales tax in the amount of up to one-half of one percent on all retail sales made in such city that are subject to taxation under the provisions of sections 144.010 to 144.525, RSMo, for the purpose of constructing, equipping, operating, and maintaining a community center for such city, which may be funded by issuing bonds that will be retired by the revenues received from the

sales tax authorized by this section or the retirement of debt under previously authorized bonded indebtedness. The tax authorized by this section shall be in addition to any and all other sales taxes allowed by law, except that no ordinance or order imposing a sales tax under the provisions of this section shall be effective unless the governing body of the city submits to the voters of the city, at a county or state general, primary, or special election, a proposal to authorize the governing body of the city to impose a tax.

2. The ballot of submission shall contain, but need not be limited to:

(1) If the proposal submitted involves only authorization to impose the tax authorized by this section, the following language:

"Shall the municipality of (municipality's name) impose a sales tax of (insert amount) for the purpose of constructing, equipping, operating, and maintaining a community center, which may include the retirement of debt under previously authorized bonded indebtedness?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No"; or

(2) If the proposal submitted involves authorization to issue bonds and repay such bonds with revenues from the tax authorized by this section, the following language:

"Shall the municipality of (municipality's name) issue bonds in the amount of (insert amount) to fund the cost of constructing, equipping, operating, and maintaining a community center impose a sales tax of (insert amount) to repay bonds?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, including when the proposal authorizes the reduction of debt under previously authorized bonded indebtedness under subdivision (1) of this subsection, then the ordinance or order and any amendments thereto shall be in effect, except that any proposal submitted under subdivision (2) of this subsection to issue bonds and impose a sales tax to retire such bonds must be approved by the constitutionally required percentage of the voters voting thereon to become effective. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the municipality shall have no power to issue any bonds or impose the sales tax authorized in this section unless and until the governing body of the municipality shall again have submitted another proposal to authorize the governing body of the municipality to issue any bonds or impose the sales tax authorized by this section, and such proposal is approved by the requisite majority of the qualified voters voting thereon; however, in no event shall a proposal under this section be submitted to the voters sooner than twelve months from the date of the last proposal pursuant to this section.

3. All revenue received by a city from the tax authorized under the provisions of this section shall be deposited in a special trust fund and shall be used solely for constructing, equipping, operating, and maintaining a community center for such city for so long as the tax shall remain in effect. The provisions of this subsection shall apply only to taxes authorized by this section which have not been imposed to retire bonds issued under this section.

4. All revenue received by a municipality that issues bonds under this section and imposes the tax authorized by this section to retire such bonds shall be deposited in a special trust fund and shall be used solely to retire such bonds, except to the extent that such funds are required for the operation and maintenance of the community center. Once all of such bonds have been retired, all funds remaining in the special trust fund required by this subsection shall be used solely for the operation and maintenance of the capital improvements made with the revenue received as a result of the issuance of such bonds. Any funds in the special trust fund required by this subsection which are not needed to meet current obligations under the bonds issued under this section may be invested by the governing body in accordance with applicable laws relating to the investment of other municipal funds. The provisions of this subsection shall apply only to taxes authorized by this section that have been imposed to retire bonds issued under this section.

5. No tax imposed under this section for the purpose of retiring bonds issued under this section may be terminated until all of such bonds have been retired.

6. Once the tax authorized by this section is abolished or is terminated by any means, all funds remaining in the special trust fund shall be used solely for operating and maintaining the community center for the city. Any

funds in such special trust fund that are not needed for current expenditures may be invested by the governing body in accordance with applicable laws relating to the investment of other city funds.

7. All sales taxes collected by the director of the department of revenue under this section on behalf of any city, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, RSMo, shall be deposited in a special trust fund, which is hereby created in the state treasury, to be known as the "City Community Center Tax Trust Fund". The moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The provisions of section 33.080, RSMo, to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of the general revenue fund. The director of the department of revenue shall keep accurate records of the amount of money in the trust and which was collected in each city imposing a sales tax under this section, and the records shall be open to the inspection of officers of the city and the public. Not later than the tenth day of each month the director of the department of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the city that levied the tax. Such funds shall be deposited with the city treasurer of each such city, and all expenditures of funds arising from the trust fund shall be by an appropriation act to be enacted by the governing body of each such city. Expenditures may be made from the fund for any functions authorized in the ordinance or order adopted by the governing body submitting the tax to the voters.

8. The director of the department of revenue may authorize the state treasurer to make refunds from the amounts in the trust fund and credited to any city for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such cities. If any city abolishes the tax, the city shall notify the director of the department of revenue of the action at least ninety days prior to the effective date of the repeal, and the director of the department of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such city, the director of the department of revenue shall remit the balance in the account to the city and close the account of that city. The director of the department of revenue shall notify each city of each instance of any amount refunded or any check redeemed from receipts due the city.

9. Except as modified in this section, all provisions of sections 32.085 and 32.087, RSMo, shall apply to the tax imposed pursuant to this section.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Nance, **House Amendment No. 17** was adopted.

Representative Ervin offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Committee Substitute for Senate Bill No. 805, Page 29, Section 142.816, Line 282, by inserting after all of said line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(a) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit;

(b) Interest on certain governmental obligations excluded from federal gross income by Section 103 of the Internal Revenue Code. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (a) of subsection 3 of this section. The amount added pursuant to this paragraph shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of Section 265 of the Internal Revenue Code. The reduction shall only be made if it is at least five hundred dollars;

(c) The amount of any deduction that is included in the computation of federal taxable income pursuant to Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the

extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002; and

(d) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by Section 172(b)(1)(G) and Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal income taxes but disallowed against Missouri income taxes pursuant to this paragraph since July 1, 2002, may be carried forward and taken against any loss on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(a) Interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this paragraph shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this paragraph. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(b) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(c) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(d) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(e) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(f) The portion of capital gain specified in section 135.357, RSMo, that would otherwise be included in federal adjusted gross income;

(g) The amount that would have been deducted in the computation of federal taxable income pursuant to Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002; and

(h) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which armed forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependants.

(2) In addition to the subtractions in subsection 3 of this section, qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent included in federal adjusted

gross income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid. The amounts to be subtracted shall be as follows:

- (a) For tax year 2006, up to twenty percent of such qualified health insurance premiums;
- (b) For tax year 2007, up to forty percent of such qualified health insurance premiums;
- (c) For tax year 2008, up to sixty percent of such qualified health insurance premiums;
- (d) For tax year 2009, up to eighty percent of such qualified health insurance premiums; and
- (e) For tax years beginning on or after January 1, 2010, up to one hundred percent of such qualified health insurance premiums."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Dixon assumed the Chair.

On motion of Representative Ervin, **House Amendment No. 18** was adopted.

Representative Hobbs offered **House Amendment No. 19**.

House Amendment No. 19

AMEND House Committee Substitute for Senate Bill No. 805, Section 67.2510, Page 7, Line 14, by inserting immediately after said line the following:

"100.050. 1. Any municipality proposing to carry out a project for industrial development shall first, by majority vote of the governing body of the municipality, approve the plan for the project. The plan shall include the following information pertaining to the proposed project:

- (1) A description of the project;
- (2) An estimate of the cost of the project;
- (3) A statement of the source of funds to be expended for the project;
- (4) A statement of the terms upon which the facilities to be provided by the project are to be leased or otherwise disposed of by the municipality; and

- (5) Such other information necessary to meet the requirements of sections 100.010 to 100.200.

2. If the plan for the project is approved after August 28, 2003, and the project plan involves issuance of revenue bonds or involves conveyance of a fee interest in property to a municipality, the project plan shall additionally include the following information:

- (1) A statement identifying each school district, junior college district, county, or city affected by such project except property assessed by the state tax commission pursuant to chapters 151 and 153, RSMo;

- (2) The most recent equalized assessed valuation of the real property and personal property included in the project, and an estimate as to the equalized assessed valuation of real property and personal property included in the project after development;

- (3) An analysis of the costs and benefits of the project on each school district, junior college district, county, or city; and

- (4) Identification of any payments in lieu of taxes expected to be made by any lessee of the project, and the disposition of any such payments by the municipality.

3. If the plan for the project is approved after August 28, 2003, any payments in lieu of taxes expected to be made by any lessee of the project shall be applied in accordance with this section. The lessee may reimburse the municipality for its actual costs of issuing the bonds and administering the plan. All amounts paid in excess of such actual costs shall, immediately upon receipt thereof, be disbursed by the municipality's treasurer or other financial officer to each school district, junior college district, county, or city in proportion to the current ad valorem tax levy of each school district, junior college district, county, or city; however, in any county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, **or any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants**, if the plan for the project is approved after May 15, 2005, such amounts shall be disbursed by the municipality's treasurer or other financial officer to each affected taxing entity in proportion to the current ad valorem tax levy of each affected taxing entity."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hobbs, **House Amendment No. 19** was adopted.

Representative Cooper (120) offered **House Amendment No. 20**.

House Amendment No. 20

AMEND House Committee Substitute for Senate Bill No. 805, Page 21, Section 142.816, Line 12, by inserting after all of said line the following:

"143.431. 1. The Missouri taxable income of a corporation taxable under sections 143.011 to 143.996 shall be so much of its federal taxable income for the taxable year, with the modifications specified in subsections 2 to 4 of this section, as is derived from sources within Missouri as provided in section 143.451. The tax of a corporation shall be computed on its Missouri taxable income at the rates provided in section 143.071.

2. There shall be added to or subtracted from federal taxable income the modifications to adjusted gross income provided in section 143.121 and the applicable modifications to itemized deductions provided in section 143.141. There shall be subtracted the federal income tax deduction provided in section 143.171. There shall be subtracted, to the extent included in federal taxable income, corporate dividends from sources within Missouri.

3. (1) If an affiliated group of corporations files a consolidated income tax return for the taxable year for federal income tax purposes [and fifty percent or more of its income is derived from sources within this state as determined in accordance with section 143.451,] then it may elect to file a Missouri consolidated income tax return. The federal consolidated taxable income of the electing affiliated group for the taxable year shall be its federal taxable income.

(2) So long as a federal consolidated income tax return is filed, an election made by an affiliated group of corporations to file a Missouri consolidated income tax return may be withdrawn or revoked only upon substantial change in the law or regulations adversely changing tax liability under this chapter, or with permission of the director of revenue upon the showing of good cause for such action. After such a withdrawal or revocation with respect to an affiliated group, it may not file a Missouri consolidated income tax return for five years thereafter, except with the approval of the director of revenue, and subject to such terms and conditions as he may prescribe.

(3) No corporation which is part of an affiliated group of corporations filing a Missouri consolidated income tax return shall be required to file a separate Missouri corporate income tax return for the taxable year.

(4) For each taxable year an affiliated group of corporations filing a federal consolidated income tax return does not file a Missouri consolidated income tax return, for purposes of computing the Missouri income tax, the federal taxable income of each member of the affiliated group shall be determined as if a separate federal income tax return had been filed by each such member.

(5) The director of revenue may prescribe such regulations not inconsistent with the provisions of this chapter as he may deem necessary in order that the tax liability of any affiliated group of corporations making a Missouri consolidated income tax return, and of each corporation in the group, before, during, and after the period of affiliation, may be returned, determined, computed, assessed, collected, and adjusted, in such manner as clearly to reflect the Missouri taxable income derived from sources within this state and in order to prevent avoidance of such tax liability.

4. [If a net operating loss deduction is allowed for the taxable year, there shall be added to federal taxable income the amount of the net operating loss modification for each loss year as to which a portion of the net operating loss deduction is attributable.] **(1) It is the intention of the general assembly that no Missouri taxpayer with an available unused federal net operating loss shall be required to pay Missouri income tax based on Missouri additions to federal taxable income to the extent that such available and unused federal net operating losses exceed such Missouri additions. There shall be no tax due under sections 143.011 to 143.996, to the extent that the amount of any available unused federal net operating loss exceeds Missouri additions to federal taxable income in any tax year. In addition, no person shall effectively be denied an otherwise allowable depreciation deduction under the provisions of sections 143.011 to 143.996 over the life of any asset as a result of the addition adjustment to federal taxable income required by section 143.121. For all tax years ending on or after July 1, 2002, federal taxable income may be a positive or negative amount. Federal taxable income shall be adjusted by the amount of any available federal net operating loss carry forward or carry back, as modified by this section, such that any available loss may offset a net addition modifications as set forth herein. As used in this subsection, the following terms mean:**

[(1) "Loss year", the taxable year in which there occurs a federal net operating loss that is carried back or carried forward in whole or in part to another taxable year;

(2)] (a) "Net addition modification", for any taxable year, the amount by which the sum of all required additions to federal taxable income provided in this chapter, except for the net operating loss modification, exceeds the combined sum of the amount of all required subtractions from federal taxable income provided in this chapter;

[(3) "Net operating loss deduction", a net operating loss deduction allowed for federal income tax purposes under Section 172 of the Internal Revenue Code of 1986, as amended, or a net operating loss deduction allowed for Missouri income tax purposes under paragraph (d) of subsection 2 of section 143.121, but not including any net operating loss deduction that is allowed for federal income tax purposes but disallowed for Missouri income tax purposes under paragraph (d) of subsection 2 of section 143.121;

(4)] (b) "Net operating loss modification", [an amount equal to the lesser of the amount of the net operating loss deduction attributable to that loss year or the amount by which the total net operating loss in the loss year is less than the sum of:

(a) The net addition modification for that loss year; and

(b) The cumulative net operating loss deductions attributable to that loss year allowed for the taxable year and all prior taxable years.] **the amount of net operating loss deduction utilized as an offset against a net addition modification or the amount of any net subtraction modification as limited by subdivision (2) of this subsection.**

(c) "Net subtraction modification", for any taxable year, the amount by which the sum of all required subtractions from federal taxable income provided in this chapter, except for the net operating loss modification, exceeds the combined sum of the amount of all required additions to federal taxable income provided by this chapter;

(d) "Available net operating loss", the amount of federal net operating loss that may be carried to the tax year for use as an offset in determining Missouri taxable income, as adjusted by the net operating loss modification.

(2) For property purchased on or after July 1, 2002, but before July 1, 2003, sections 143.121(2)(c) and 143.121(3)(g) are specifically intended to allow for the deduction of depreciation expense pursuant to Section 168 of the Internal Revenue Code of 1986, as in effect on January 1, 2002. Where a subtraction modification under 143.121(3)(g) contributes to creation of a net subtraction modification, the amount of the net subtraction modification shall be added to the amount of the available net operating loss. This adjustment shall be limited to the lesser of the amount of the net subtraction modification or the amount of the subtraction modification required by section 143.121(3)(g).

(3) The amount of available net operating loss will be established and maintained for each tax year in which a federal net operating loss occurred. Net operating loss modifications will be made to amounts carried from any individual loss year in the order allowed under section 143.121(2)(d).

5. [For all tax years ending on or after July 1, 2002, federal taxable income may be a positive or negative amount.] Subsection 4 of this section shall be effective for all tax years with a net operating loss deduction attributable to a loss year ending on or after July 1, 2002, and the net operating loss modification shall only apply to loss years ending on or after July 1, 2002."; and

Further amend said bill by amending the title and enacting clauses accordingly.

On motion of Representative Cooper (120), **House Amendment No. 20** was adopted.

Representative Skaggs offered **House Amendment No. 21**.

House Amendment No. 21

AMEND House Committee Substitute for Senate Bill No. 805, Page 10, Section 139.031, Line 1, by inserting after "taxpayer," the following:

"upon total payment of the current tax bill".

On motion of Representative Skaggs, **House Amendment No. 21** was adopted.

Representative Smith (118) offered **House Amendment No. 22.**

House Amendment No. 22 was withdrawn.

Representative Nolte offered **House Amendment No. 23.**

House Amendment No. 23

AMEND House Committee Substitute for Senate Bill No. 805, Page 7, Section 67.2510, Line 14, by inserting after all of said line the following:

"137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the city of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection 5 of this section. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer, computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this paragraph, the word "comparable" means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

2. Assessors in each county of this state and the city of St. Louis may send personal property assessment forms through the mail.

3. The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following [percents] **percentages** of their true value in money:

- (1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;
- (2) Livestock, twelve percent;
- (3) Farm machinery, twelve percent;
- (4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles pursuant to section 301.131, RSMo, and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than fifty hours per year or aircraft that are home built from a kit, five percent;
- (5) Poultry, twelve percent; and
- (6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (6) of section 135.200, RSMo, twenty-five percent.

4. The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

5. All subclasses of real property, as such subclasses are established in section 4(b) of article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

- (1) For real property in subclass (1), nineteen percent;
- (2) For real property in subclass (2), twelve percent; and
- (3) For real property in subclass (3), thirty-two percent.

6. Manufactured homes, as defined in section 700.010, RSMo, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. A manufactured home located in a manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. A manufactured home located on real estate owned by the manufactured home owner may be considered real property.

7. Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home has been converted to real property in compliance with section 700.111, RSMo, and assessed as a realty improvement to the existing real estate parcel.

8. Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home has been converted to real property in compliance with section 700.111, RSMo, in which case the amount of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

9. The assessor of each county and each city not within a county shall use the trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.

10. Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

11. If a physical inspection is required, pursuant to subsection 10 of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

12. A physical inspection, as required by subsection 10 of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection

11 of this section. Mere observation of the property via a "drive-by inspection" or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

13. The provisions of subsections 11 and 12 of this section shall only apply in any county with a charter form of government with more than one million inhabitants.

14. A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

15. [The provisions of this section and sections 137.073, 138.060 and 138.100, RSMo, as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, shall become effective January 1, 2003, for any taxing jurisdiction within a county with a charter form of government with greater than one million inhabitants, and the provisions of this section and sections 137.073, 138.060 and 138.100, RSMo, as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, shall become effective October 1, 2004, for all taxing jurisdictions in this state.] Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100, RSMo, as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by this act, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100, RSMo, as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by this act, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100, RSMo, as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by this act, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

16. The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection 15 of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling," and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Nolte, **House Amendment No. 23** was adopted.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Baker 123	Bearden	Behnen	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Moore

Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wells	Weter	Wilson 119
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 052

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	El-Amin	Fraser	Harris 23
Harris 110	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
Liese	Low 39	Lowe 44	Meiners	Oxford
Page	Robinson	Roorda	Rucker	Salva
Schoemehl	Skaggs	Storch	Swinger	Villa
Walton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 008

Casey	Frame	Haywood	Henke	LeVota
Meadows	Shoemyer	Whorton		

ABSENT WITH LEAVE: 012

Avery	Bean	Brown 30	George	Marsh
Pearce	Spreng	Vogt	Wagner	Walsh
Wasson	Wilson 130			

VACANCIES: 001

On motion of Representative Smith (14), **HCS SB 805, as amended**, was adopted by the following vote:

AYES: 106

Aull	Baker 123	Bearden	Behnen	Bivins
Black	Bogetto	Boykins	Bringer	Bruns
Chinn	Cooper 120	Cooper 155	Corcoran	Cunningham 145
Cunningham 86	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Fraser	Guest	Hobbs	Hubbard
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Jones	Kelly	Kingery	Kratky	Lager
Lembke	Liese	Lipke	Loehner	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Quinn	Rector	Richard
Robb	Robinson	Rucker	Sander	Sater

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Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wallace	Wells	Weter	Wildberger	Wilson 119
Witte	Wood	Wright 137	Wright 159	Zweifel
Mr Speaker				

NOES: 047

Baker 25	Bland	Bowman	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Cooper 158	Curls
Dake	Darrough	Daus	Davis	Donnelly
El-Amin	Frame	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hughes	Johnson 90
Jolly	Kraus	Kuessner	Lampe	LeVota
Low 39	Lowe 44	Oxford	Pratt	Roark
Roorda	Ruestman	Salva	Skaggs	Storch
Wagner	Walton	Whorton	Wright-Jones	Yaeger
Yates	Young			

PRESENT: 000

ABSENT WITH LEAVE: 009

Avery	Bean	Brown 30	Marsh	Spreng
Vogt	Walsh	Wasson	Wilson 130	

VACANCIES: 001

On motion of Representative Smith (14), **HCS SB 805, as amended**, was read the third time and passed by the following vote:

AYES: 104

Aull	Baker 123	Bearden	Behnen	Bivins
Black	Bogetto	Bringer	Bruns	Chinn
Cooper 120	Cooper 155	Corcoran	Cunningham 145	Cunningham 86
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	Guest	Hobbs	Hubbard	Hunter
Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Kratky	Lager	Lampe	Lembke
Liese	Lipke	Loehner	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Quinn	Rector	Richard	Robb
Robinson	Rucker	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Wallace
Wells	Weter	Wilson 119	Witte	Wood
Wright 137	Wright 159	Zweifel	Mr Speaker	

NOES: 048

Baker 25	Bland	Bowman	Boykins	Brown 50
Burnett	Casey	Chappelle-Nadal	Cooper 158	Curls
Dake	Darrough	Daus	Davis	Donnelly
El-Amin	Frame	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hughes	Johnson 61
Johnson 90	Jolly	Kraus	Kuessner	LeVota
Low 39	Lowe 44	Oxford	Pratt	Roark
Roorda	Salva	Shoemyer	Skaggs	Storch
Wagner	Walton	Whorton	Wildberger	Wright-Jones
Yaeger	Yates	Young		

PRESENT: 000

ABSENT WITH LEAVE: 010

Avery	Bean	Brooks	Brown 30	Marsh
Spreng	Vogt	Walsh	Wasson	Wilson 130

VACANCIES: 001

Representative Dixon declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 126

Aull	Baker 25	Baker 123	Bearden	Behnen
Black	Bland	Bogetto	Boykins	Bringer
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Darrough	Deeken	Denison	Dethrow
Dixon	Donnelly	Dougherty	El-Amin	Emery
Faith	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Henke	Hobbs	Hubbard	Icet	Jackson
Johnson 47	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kuessner	Lager	Lampe
Lembke	Liese	Loehner	Low 39	Lowe 44
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Walton	Wells
Weter	Wildberger	Wilson 119	Witte	Wood
Wright 137	Wright 159	Yaeger	Young	Zweifel
Mr Speaker				

NOES: 017

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Bivins	Bowman	Brown 50	Daus	Davis
Day	Dempsey	Dusenberg	Ervin	Fares
Haywood	Hoskins	Hughes	Kraus	LeVota
Wright-Jones	Yates			

PRESENT: 006

Brooks	Curls	Dake	Johnson 61	Roorda
Whorton				

ABSENT WITH LEAVE: 013

Avery	Bean	Brown 30	Hunter	Lipke
Marsh	May	Roark	Spreng	Vogt
Walsh	Wasson	Wilson 130		

VACANCIES: 001

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed Senator Green to replace Senator Coleman as conferee on **SS#2 SCS HCS HB 1456, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS HCS HB 1900, as amended** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **SS HCS HB 1900**: Senators Shields, Gibbons, Scott, Green and Days.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HA 3** to **SB 818** and has again taken up and passed **SB 818, as amended** by **HA 3**, but refuses to adopt **HA 2, as amended** to **SB 818** and requests the House to recede from its position and take up and pass the bill as amended by **HA 3**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SBs 872, 754 & 669, as amended**, and has taken up and passed **HCS SS SCS SBs 872, 754 & 669, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 904, as amended**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SBs 1001, 896 & 761, as amended**, and has taken up and passed **CCS HCS SCS SBs 1001, 896 & 761**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 1002** and has taken up and passed **HCS SB 1002**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SB 1086** and has taken up and passed **HCS SCS SB 1086**.

Emergency clause adopted.

BILLS CARRYING REQUEST MESSAGES

SB 766, with House Amendment No. 1, relating to income tax offsets, was taken up by Representative Bruns.

Representative Bruns moved that the House refuse to recede from its position on **House Amendment No. 1 to SB 766** and grant the Senate a conference.

Which motion was adopted.

HCS SS SCS SB 904, as amended, relating to management of state buildings, was taken up by Representative Lembke.

Representative Lembke moved that the House refuse to recede from its position on **HCS SS SCS SB 904, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SS SCS SB 894, as amended, relating to educational standards and guidelines, was taken up by Representative Muschany.

Representative Muschany moved that the House refuse to recede from its position on **HCS SS SCS SB 894, as amended**, and grant the Senate a conference.

Which motion was adopted.

Speaker Jetton resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like Committees from the Senate on the following bills:

SS HCS HB 1900: Representatives Dempsey, May, Pratt, LeVota and Skaggs

SB 766: Representatives Bruns, Nieves and Richard

HCS SS SCS SB 894: Representatives Muschany, Bearden, Cunningham (86), Aull and Corcoran

HCS SS SCS SB 904: Representatives Lembke, Quinn and Cooper (158)

Representative Dixon resumed the Chair.

THIRD READING OF SENATE BILL

HCS SS SB 1058, relating to judicial procedures and personnel, was taken up by Representative Pratt.

Representative Pratt offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 1058, Page 1, In the Title, Line 15, by deleting the section numbers "456.4-411A, 456.4-411B," and inserting in lieu thereof the section numbers "456.4A-411, 456.4B-411,"; and

Further amend said bill, Page 2, Section A, Line 13, by deleting the section numbers "456.4-411A, 456.4-411B," and inserting in lieu thereof the section numbers "456.4A-411, 456.4B-411,"; and

Further amend said bill, Page 3, Section A, Line 32, by deleting the section numbers "456.4-411A, 456.4-411B," and inserting in lieu thereof the section numbers "456.4A-411, 456.4B-411,"; and

Further amend said bill, Page 151, Section 456.3-301, Lines 11 and 12, by deleting the section number "**456.4-411A**" and inserting in lieu thereof the section number "**456.4A-411**"; and

Further amend said bill, Page 152, Section 456.4-411A, Line 1, by deleting the section number "456.4-411A" and inserting in lieu thereof the section number "**456.4A-411**"; and

Further amend said bill, Page 153, Section 456.4-411B, Line 1, by deleting the section number "456.4-411B" and inserting in lieu thereof the section number "**456.4B-411**"; and

Further amend House Committee Substitute for Senate Substitute for Senate Bill No. 1058, Section B, Page 199, Lines 1-4, by deleting all of said lines and inserting in lieu thereof the following:

"Section B. The provisions of sections 28.160 to 650.120 of section A of this act are severable. If any part of sections 28.160 to 650.120 of section A of this act is declared invalid or unconstitutional, it is the intent of the legislature that the remaining portions of sections 28.160 to 650.120 of section A of this act shall remain and be in full force and effect."; and

Further amend said substitute, Section E, Page 200, Lines 1-5, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pratt, **House Amendment No. 1** was adopted.

Representative Dempsey offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 1058, Page 1, In the Title, Line 19, by inserting at the end of said line the following:

"and sections 163.011 and 163.031 as enacted by conference committee substitute for house committee substitute for senate substitute for senate committee substitute for senate bill no. 287, ninety-third general assembly, first regular session,"; and

Further amend said bill, Page 2, Section A, Line 17, by inserting after "RSMo," the following:

"and sections 163.011 and 163.031 as enacted by conference committee substitute for house committee substitute for senate substitute for senate committee substitute for senate bill no. 287, ninety-third general assembly, first regular session,"; and

Further amend said bill, Page 13, Section 105.711, Line 217, by inserting after all of said line the following:

"163.011. As used in this chapter unless the context requires otherwise:

(1) "Adjusted operating levy", the sum of tax rates for the current year for teachers' and incidental funds for a school district as reported to the proper officer of each county pursuant to section 164.011, RSMo;

(2) "Average daily attendance", the quotient or the sum of the quotients obtained by dividing the total number of hours attended in a term by resident pupils between the ages of five and twenty-one by the actual number of hours school was in session in that term. To the average daily attendance of the following school term shall be added the full-time equivalent average daily attendance of summer school students. "Full-time equivalent average daily attendance of summer school students" shall be computed by dividing the total number of hours attended by all summer school pupils by the number of hours required in section 160.011, RSMo, in the school term. For purposes of determining average daily attendance under this subdivision, the term "resident pupil" shall include all children between the ages of five and twenty-one who are residents of the school district and who are attending kindergarten through grade twelve in such district. If a child is attending school in a district other than the district of residence and the child's parent is teaching in the school district or is a regular employee of the school district which the child is attending, then such child shall be considered a resident pupil of the school district which the child is attending for such period of time when the district of residence is not otherwise liable for tuition. Average daily attendance for students below the age of five years for which a school district may receive state aid based on such attendance shall be computed as regular school term attendance unless otherwise provided by law;

(3) "Current operating expenditures":

(a) For the fiscal year 2007 calculation, "current operating expenditures" shall be calculated using data from fiscal year 2004 and shall be calculated as all expenditures for instruction and support services except capital outlay and debt service expenditures minus the revenue from federal categorical sources; food service; student activities; categorical payments for transportation costs pursuant to section 163.161; state reimbursements for early childhood special education; the career ladder entitlement for the district, as provided for in sections 168.500 to 168.515, RSMo; the vocational education entitlement for the district, as provided for in section 167.332, RSMo; and payments from other districts;

(b) In every fiscal year subsequent to fiscal year 2007, current operating expenditures shall be the amount in paragraph (a) plus any increases in state funding pursuant to sections 163.031 and 163.043 subsequent to fiscal year 2005, not to exceed five percent, per recalculation, of the state revenue received by a district in the 2004-05 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments for any district from the first preceding calculation of the state adequacy target;

(4) "District's tax rate ceiling", the highest tax rate ceiling in effect subsequent to the 1980 tax year or any subsequent year. Such tax rate ceiling shall not contain any tax levy for debt service;

(5) "Dollar value modifier", an index of the relative purchasing power of a dollar, calculated as one plus fifteen percent of the difference of the regional wage ratio minus one, provided that the dollar value modifier shall not be applied at a rate less than 1.0:

(a) "County wage per job", the total county wage and salary disbursements divided by the total county wage and salary employment for each county and the city of St. Louis as reported by the Bureau of Economic Analysis of the United States Department of Commerce for the fourth year preceding the payment year;

(b) "Regional wage per job":

a. The total Missouri wage and salary disbursements of the metropolitan area as defined by the Office of Management and Budget divided by the total Missouri metropolitan wage and salary employment for the metropolitan area for the county signified in the school district number or the city of St. Louis, as reported by the Bureau of Economic Analysis of the United States Department of Commerce for the fourth year preceding the payment year and recalculated

upon every decennial census to incorporate counties that are newly added to the description of metropolitan areas; or if no such metropolitan area is established, then:

b. The total Missouri wage and salary disbursements of the micropolitan area as defined by the Office of Management and Budget divided by the total Missouri micropolitan wage and salary employment for the micropolitan area for the county signified in the school district number, as reported by the Bureau of Economic Analysis of the United States Department of Commerce for the fourth year preceding the payment year, if a micropolitan area for such county has been established and recalculated upon every decennial census to incorporate counties that are newly added to the description of micropolitan areas; or

c. If a county is not part of a metropolitan or micropolitan area as established by the Office of Management and Budget, then the county wage per job, as defined in paragraph (a) of this subdivision, shall be used for the school district, as signified by the school district number;

(c) "Regional wage ratio", the ratio of the regional wage per job divided by the state median wage per job;

(d) "State median wage per job", the fifty-eighth highest county wage per job;

(6) "Free and reduced lunch pupil count", the number of pupils eligible for free and reduced lunch on the last Wednesday in January for the preceding school year who were enrolled as students of the district, as approved by the department in accordance with applicable federal regulations;

(7) "Free and reduced lunch threshold" shall be calculated by dividing the total free and reduced lunch pupil count of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, by the total average daily attendance of all included performance districts;

(8) "Limited English proficiency pupil count", the number in the preceding school year of pupils aged three through twenty-one enrolled or preparing to enroll in an elementary school or secondary school who were not born in the United States or whose native language is a language other than English or are Native American or Alaskan native, or a native resident of the outlying areas, and come from an environment where a language other than English has had a significant impact on such individuals' level of English language proficiency, or are migratory, whose native language is a language other than English, and who come from an environment where a language other than English is dominant; and have difficulties in speaking, reading, writing, or understanding the English language sufficient to deny such individuals the ability to meet the state's proficient level of achievement on state assessments described in Public Law 107-10, the ability to achieve successfully in classrooms where the language of instruction is English, or the opportunity to participate fully in society;

(9) "Limited English proficiency threshold" shall be calculated by dividing the total limited English proficiency pupil count of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, by the total average daily attendance of all included performance districts;

(10) "Local effort":

(a) For the fiscal year 2007 calculation, "local effort" shall be computed as the equalized assessed valuation of the property of a school district in calendar year 2004 divided by one hundred and multiplied by the performance levy less the percentage retained by the county assessor and collector plus one hundred percent of the amount received in fiscal year 2005 for school purposes from intangible taxes, fines, escheats, payments in lieu of taxes and receipts from state-assessed railroad and utility tax, one hundred percent of the amount received for school purposes pursuant to the merchants' and manufacturers' taxes under sections 150.010 to 150.370, RSMo, one hundred percent of the amounts received for school purposes from federal properties under sections 12.070 and 12.080, RSMo, except when such amounts are used in the calculation of federal impact aid pursuant to P.L. 81-874, fifty percent of Proposition C revenues received for school purposes from the school district trust fund under section 163.087, and one hundred percent of any local earnings or income taxes received by the district for school purposes. Under this paragraph, for a special district established under sections 162.815 to 162.940, RSMo, in a county with a charter form of government and with more than one million inhabitants, a tax levy of zero shall be utilized in lieu of the performance levy for the special school district;

(b) In every year subsequent to fiscal year 2007, "local effort" shall be the amount calculated under paragraph (a) of this subdivision plus any increase in the amount received for school purposes from fines **or less any decrease in the amount received for school purposes from fines in any school district located entirely within any county with a charter form of government and with more than two hundred fifty thousand but fewer than three hundred fifty thousand inhabitants that creates a county municipal court after January 1, 2006.** If a district's assessed valuation has decreased subsequent to the calculation outlined in paragraph (a) of this subdivision, the district's local effort shall be calculated using the district's current assessed valuation in lieu of the assessed valuation utilized in calculation outlined in paragraph (a) of this subdivision;

(11) "Membership" shall be the average of:

(a) The number of resident full-time students and the full-time equivalent number of part-time students who were enrolled in the public schools of the district on the last Wednesday in September of the previous year and who were in attendance one day or more during the preceding ten school days; and

(b) The number of resident full-time students and the full-time equivalent number of part-time students who were enrolled in the public schools of the district on the last Wednesday in January of the previous year and who were in attendance one day or more during the preceding ten school days, plus the full-time equivalent number of summer school pupils.

"Full-time equivalent number of part-time students" is determined by dividing the total number of hours for which all part-time students are enrolled by the number of hours in the school term. "Full-time equivalent number of summer school pupils" is determined by dividing the total number of hours for which all summer school pupils were enrolled by the number of hours required pursuant to section 160.011, RSMo, in the school term. Only students eligible to be counted for average daily attendance shall be counted for membership;

(12) "Operating levy for school purposes", the sum of tax rates levied for teachers' and incidental funds plus the operating levy or sales tax equivalent pursuant to section 162.1100, RSMo, of any transitional school district containing the school district, in the payment year, not including any equalized operating levy for school purposes levied by a special school district in which the district is located;

(13) "Performance district", any district that has met all performance standards and indicators as established by the department of elementary and secondary education for purposes of accreditation under section 161.092, RSMo, and as reported on the final annual performance report for that district each year;

(14) "Performance levy", three dollars and forty-three cents;

(15) "School purposes" pertains to teachers' and incidental funds;

(16) "Special education pupil count", the number of public school students with a current individualized education program and receiving services from the resident district as of December first of the preceding school year, except for special education services provided through a school district established under sections 162.815 to 162.940, RSMo, in a county with a charter form of government and with more than one million inhabitants, in which case the sum of the students in each district within the county exceeding the special education threshold of each respective district within the county shall be counted within the special district and not in the district of residence for purposes of distributing the state aid derived from the special education pupil count;

(17) "Special education threshold" shall be calculated by dividing the total special education pupil count of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, by the total average daily attendance of all included performance districts;

(18) "State adequacy target", the sum of the current operating expenditures of every performance district that falls entirely above the bottom five percent and entirely below the top five percent of average daily attendance, when such districts are rank-ordered based on their current operating expenditures per average daily attendance, divided by the total average daily attendance of all included performance districts. The department of elementary and secondary education shall first calculate the state adequacy target for fiscal year 2007 and recalculate the state adequacy target every two years using the most current available data. The recalculation shall never result in a decrease from the previous state adequacy target amount. Should a recalculation result in an increase in the state adequacy target amount, fifty percent of that increase shall be included in the state adequacy target amount in the year of recalculation, and fifty percent of that increase shall be included in the state adequacy target amount in the subsequent year. The state adequacy target may be adjusted to accommodate available appropriations;

(19) "Teacher", any teacher, teacher-secretary, substitute teacher, supervisor, principal, supervising principal, superintendent or assistant superintendent, school nurse, social worker, counselor or librarian who shall, regularly, teach or be employed for no higher than grade twelve more than one-half time in the public schools and who is certified under the laws governing the certification of teachers in Missouri;

(20) "Weighted average daily attendance", the average daily attendance plus the product of twenty-five hundredths multiplied by the free and reduced lunch pupil count that exceeds the free and reduced lunch threshold, plus the product of seventy-five hundredths multiplied by the number of special education pupil count that exceeds the special education threshold, and plus the product of six-tenths multiplied by the number of limited English proficiency pupil count that exceeds the limited English proficiency threshold. For special districts established under sections 162.815 to 162.940, RSMo, in a county with a charter form of government and with more than one million inhabitants, weighted average daily attendance shall be the average daily attendance plus the product of twenty-five hundredths multiplied by the free and reduced lunch pupil count that exceeds the free and reduced lunch threshold, plus the product of seventy-five hundredths multiplied by the sum of the special education pupil count that exceeds the threshold for each county district,

plus the product of six-tenths multiplied by the limited English proficiency pupil count that exceeds the limited English proficiency threshold. None of the districts comprising a special district established under sections 162.815 to 162.940, RSMo, in a county with a charter form of government and with more than one million inhabitants, shall use any special education pupil count in calculating their weighted average daily attendance.

163.031. 1. The department of elementary and secondary education shall calculate and distribute to each school district qualified to receive state aid under section 163.021 an amount determined by multiplying the district's weighted average daily attendance by the state adequacy target, multiplying this product by the dollar value modifier for the district, and subtracting from this product the district's local effort and, in years not governed under subsection 4 of this section, subtracting payments from the classroom trust fund under section 163.043.

2. Other provisions of law to the contrary notwithstanding:

(1) For districts with an average daily attendance of more than three hundred fifty in the school year preceding the payment year:

(a) For the 2006-07 school year, the state revenue per weighted average daily attendance received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the state revenue received by a district in the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the sum of one plus the product of one-third multiplied by the remainder of the dollar value modifier minus one, and dividing this product by the weighted average daily attendance computed for the 2005-06 school year;

(b) For the 2007-08 school year, the state revenue per weighted average daily attendance received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the state revenue received by a district in the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the sum of one plus the product of two-thirds multiplied by the remainder of the dollar value modifier minus one, and dividing this product by the weighted average daily attendance computed for the 2005-06 school year;

(c) For the 2008-09 school year, the state revenue per weighted average daily attendance received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the state revenue received by a district in the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the dollar value modifier, and dividing this product by the weighted average daily attendance computed for the 2005-06 school year;

(d) For each year subsequent to the 2008-09 school year, the amount shall be no less than that computed in paragraph (c) of this subdivision, multiplied by the weighted average daily attendance pursuant to section 163.036, less any increase in revenue received from the classroom trust fund under section 163.043;

(e) For districts located entirely within any county with a charter form of government and with more than two hundred fifty thousand but fewer than three hundred fifty thousand inhabitants that creates a county municipal court after January 1, 2006, and meets the criteria of paragraphs (a) through (d) of this subdivision, an additional payment amount equal to the decrease, if any, in the amount of revenue a district receives from fines in the current year from the revenue the district received from fines in fiscal year 2005 shall be paid to any such qualified district.

(2) For districts with an average daily attendance of three hundred fifty or less in the school year preceding the payment year:

(a) For the 2006-07 school year, the state revenue received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the greater of state revenue received by a district in the 2004-05 or 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the sum of one plus the product of one-third multiplied by the remainder of the dollar value modifier minus one;

(b) For the 2007-08 school year, the state revenue received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the greater of state revenue received by a district in the 2004-05 or 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the sum of one plus the product of two-thirds multiplied by the remainder of the dollar value modifier minus one;

(c) For the 2008-09 school year, the state revenue received by a district from the state aid calculation under subsections 1 and 4 of this section, as applicable, and the classroom trust fund under section 163.043 shall not be less than the greater of state revenue received by a district in the 2004-05 or 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts multiplied by the dollar value modifier;

(d) For each year subsequent to the 2008-09 school year, the amount shall be no less than that computed in paragraph (c) of this subdivision;

(e) For districts located entirely within any county with a charter form of government and with more than two hundred fifty thousand but fewer than three hundred fifty thousand inhabitants that creates a county municipal court after January 1, 2006, and meets the criteria of paragraphs (a) through (d) of this subdivision, an additional payment amount equal to the decrease, if any, in the amount of revenue a district receives from fines in the current year from the revenue the district received from fines in fiscal year 2005 shall be paid to any such qualified district.

(3) The department of elementary and secondary education shall make an addition in the payment amount specified in subsection 1 of this section to assure compliance with the provisions contained in this subsection.

3. School districts that meet the requirements of section 163.021 shall receive categorical add-on revenue as provided in this subsection. The categorical add-on for the district shall be the sum of: seventy-five percent of the district allowable transportation costs under section 163.161; the career ladder entitlement for the district, as provided for in sections 168.500 to 168.515, RSMo; the vocational education entitlement for the district, as provided for in section 167.332, RSMo; and the district educational and screening program entitlements as provided for in sections 178.691 to 178.699, RSMo. The categorical add-on revenue amounts may be adjusted to accommodate available appropriations.

4. In the 2006-07 school year and each school year thereafter for five years, those districts entitled to receive state aid under the provisions of subsection 1 of this section shall receive state aid in an amount as provided in this subsection.

(1) For the 2006-07 school year, the amount shall be fifteen percent of the amount of state aid calculated for the district for the 2006-07 school year under the provisions of subsection 1 of this section, plus eighty-five percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(2) For the 2007-08 school year, the amount shall be thirty percent of the amount of state aid calculated for the district for the 2007-08 school year under the provisions of subsection 1 of this section, plus seventy percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(3) For the 2008-09 school year, the amount of state aid shall be forty-four percent of the amount of state aid calculated for the district for the 2008-09 school year under the provisions of subsection 1 of this section plus fifty-six percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(4) For the 2009-10 school year, the amount of state aid shall be fifty-eight percent of the amount of state aid calculated for the district for the 2009-10 school year under the provisions of subsection 1 of this section plus forty-two percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(5) For the 2010-11 school year, the amount of state aid shall be seventy-two percent of the amount of state aid calculated for the district for the 2010-11 school year under the provisions of subsection 1 of this section plus twenty-eight percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(6) For the 2011-12 school year, the amount of state aid shall be eighty-six percent of the amount of state aid calculated for the district for the 2011-12 school year under the provisions of subsection 1 of this section plus fourteen percent of the total amount of state revenue received by the district for the 2005-06 school year from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payments less any amounts received under section 163.043.

(7) (a) Notwithstanding subdivision (18) of section 163.011, the state adequacy target may not be adjusted downward to accommodate available appropriations in any year governed by this subsection.

(b) If a school district experiences a decrease in summer school average daily attendance of more than fifteen percent from the district's 2005-06 summer school average daily attendance in any year governed by this subsection, an amount equal to the product of the percent reduction in the district's summer school average daily attendance multiplied by the funds generated by the district's summer school program in the 2005-06 school year shall be subtracted from the district's current year payment amount.

(c) If a school district experiences a decrease in its gifted program enrollment of more than twenty percent from its 2005-06 gifted program enrollment in any year governed by this subsection, an amount equal to the product of the percent reduction in the district's gifted program enrollment multiplied by the funds generated by the district's gifted program in the 2005-06 school year shall be subtracted from the district's current year payment amount.

5. For any school district meeting the eligibility criteria for state aid as established in section 163.021, but which is considered an option district under section 163.042 and therefore receives no state aid, the commissioner of education shall present a plan to the superintendent of the school district for the waiver of rules and the duration of said waivers, in order to promote flexibility in the operations of the district and to enhance and encourage efficiency in the delivery of instructional services as provided in section 163.042.

6. (1) No less than seventy-five percent of the state revenue received under the provisions of subsections 1, 2, and 4 of this section shall be placed in the teachers' fund, and the remaining percent of such moneys shall be placed in the incidental fund. No less than seventy-five percent of one-half of the funds received from the school district trust fund distributed under section 163.087 shall be placed in the teachers' fund. One hundred percent of revenue received under the provisions of section 163.161 shall be placed in the incidental fund. One hundred percent of revenue received under the provisions of sections 168.500 to 168.515, RSMo, shall be placed in the teachers' fund.

(2) A school district shall spend for certificated compensation and tuition expenditures each year:

(a) An amount equal to at least seventy-five percent of the state revenue received under the provisions of subsections 1, 2, and 4 of this section;

(b) An amount equal to at least seventy-five percent of one-half of the funds received from the school district trust fund distributed under section 163.087 during the preceding school year; and

(c) Beginning in fiscal year 2008, as much as was spent per the second preceding year's weighted average daily attendance for certificated compensation and tuition expenditures the previous year from revenue produced by local and county tax sources in the teachers' fund, plus the amount of the incidental fund to teachers' fund transfer calculated to be local and county tax sources by dividing local and county tax sources in the incidental fund by total revenue in the incidental fund.

In the event a district fails to comply with this provision, the amount by which the district fails to spend funds as provided herein shall be deducted from the district's state revenue received under the provisions of subsections 1, 2, and 4 of this section for the following year, provided that the state board of education may exempt a school district from this provision if the state board of education determines that circumstances warrant such exemption.

7. If a school district's annual audit discloses that students were inappropriately identified as eligible for free and reduced lunch, special education, or limited English proficiency and the district does not resolve the audit finding, the department of elementary and secondary education shall require that the amount of aid paid pursuant to the weighting for free and reduced lunch, special education, or limited English proficiency in the weighted average daily attendance on the inappropriately identified pupils be repaid by the district in the next school year and shall additionally impose a penalty of one hundred percent of such aid paid on such pupils, which penalty shall also be paid within the next school year. Such amounts may be repaid by the district through the withholding of the amount of state aid."; and

Further amend said bill, Page 200, Section E, Line 5, by inserting after all of said line the following:

"Section F. Because immediate action is necessary to ensure adequate funding for schools, the repeal and reenactment of sections 163.011 and 163.031 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and the repeal and reenactment of sections 163.011 and 163.031 is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 163.011 and 163.031 of section A of this act shall be in full force and effect on July 1, 2006, or upon its passage and approval, whichever later occurs."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Dempsey, **House Amendment No. 2** was adopted.

Representative Burnett offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 1058, Section 260.205, Page 26, Line 297, by inserting after all of said line the following:

“302.546. 1. Any person who would be qualified to receive a driver’s license under the provisions of this chapter but for conduct that occurred in another state may file a petition in circuit court directing that a restricted driver’s license be issued to such person. The petition shall specify the conduct that would otherwise prevent the issuance of the license and request the court to enter judgment directing the license to be issued.

2. The petition shall be served on the director of the department of revenue who may request counsel, including the prosecuting attorney, to enter the case on the department’s behalf.

3. The petitioner shall bear the burden of proving by clear and convincing evidence that the terms imposed by the other state are inequitable. If the petitioner meets this burden, the court may enter judgment directing a license be issued, with the license bearing a restriction that it is valid only for purposes of driving in this state. Any such judgment shall include a method for satisfying the restrictions imposed by the other state, but the method may differ from that entered in the other state. No such judgment shall be entered that fails to give full faith and credit to the judicial judgments of the other state or that would violate section 302.600, RSMo.”;
and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Burnett, **House Amendment No. 3** was adopted.

Representative Lembke offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 1058, Page 166, Section 477.005, Lines 1-9, by deleting all of said lines; and

Further amend said bill, Pages 170-171, Section 483.245, Lines 1-39, by deleting all of said lines; and

Further amend said bill, Pages 175-176, Section 488.2253, Lines 1-15, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Yates offered **House Amendment No. 1 to House Amendment No. 4.**

House Amendment No. 1 to House Amendment No. 4 was withdrawn.

Representative Yates offered **House Amendment No. 2 to House Amendment No. 4.**

House Amendment No. 2

to

House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for Senate Substitute for Senate Bill No. 1058, Page 1, Lines 1-2, by deleting all of said lines; and

Further amend said amendment, Page 1, Line 4, by deleting the word “Further amend said bill” and inserting in lieu thereof the following:

“AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 1058,”; and

Further amend said amendment, Page 1, Lines 7-8, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Yates, **House Amendment No. 2 to House Amendment No. 4** was adopted by the following vote:

AYES: 118

Baker 123	Bearden	Behnen	Bivins	Black
Bland	Bogetto	Boykins	Brooks	Brown 50
Bruns	Burnett	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Darrough	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	Guest
Harris 23	Harris 110	Hobbs	Hughes	Hunter
Icet	Jackson	Johnson 47	Jolly	Jones
Kingery	Kratky	Kraus	Lager	Lampe
Lembke	Liese	Lipke	Loehner	Low 39
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Ruestman	Salva
Sander	Sater	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Tilley	Viebrock
Wagner	Wallace	Wells	Weter	Wildberger
Wilson 119	Wood	Wright 137	Wright 159	Yaeger
Yates	Young	Mr Speaker		

NOES: 031

Aull	Baker 25	Bowman	Bringer	Casey
Chappelle-Nadal	Dake	Daus	Frame	George
Haywood	Henke	Hoskins	Hubbard	Johnson 61
Johnson 90	Kuessner	LeVota	Lowe 44	Oxford
Robinson	Roorda	Rucker	Shoemyer	Swinger
Villa	Walton	Whorton	Witte	Wright-Jones
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 013

Avery	Bean	Brown 30	Dougherty	Kelly
Marsh	Roark	Schaaf	Spreng	Vogt
Walsh	Wasson	Wilson 130		

VACANCIES: 001

Representative Cooper (120) resumed the Chair.

On motion of Representative Lembke, **House Amendment No. 4, as amended**, was adopted.

Representative Dixon offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 1058, Page 167, Section 479.020, Line 1, by inserting immediately preceding said line the following:

“478.529. Beginning January 1, 2007, there is hereby created a state-funded family court commissioner position in the thirty-first judicial circuit.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dixon, **House Amendment No. 5** was adopted.

Representative Johnson (90) offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 1058, Section 610.021, Pages 184-185, Lines 111-120, by deleting all of said lines and inserting in lieu thereof the following:

“(22) Records and documents of and pertaining to internal investigations by a law enforcement agency into matters of fitness and conduct of a law enforcement officer employed by such investigating law enforcement agency used solely in connection with matters relating to the employment of such law enforcement officer, and records and documents pertaining to any determinations or actions relating to an officer’s employment status taken in connection with or following such investigations. However, if such records and documents are used or shared by an agency in a criminal investigation involving an officer, provisions regarding incident reports, investigative reports or other documents covered under section 610.100 shall apply.”; and

Further amend said substitute, Section 610.100, Page 185, Line 29, by inserting after all of said line the following:

“However, if such records and documents are used or shared by an agency in a criminal investigation involving an officer, provisions regarding incident reports, investigative reports or other documents covered under this section shall apply.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson (90), **House Amendment No. 6** was adopted.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Baker 123
Bruns

Bearden
Chinn

Behnen
Cooper 120

Bivins
Cooper 155

Black
Cooper 158

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Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	May	McGhee	Moore	Munzlinger
Muschany	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wells	Weter	Wilson 119	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 051

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Donnelly	El-Amin	Fraser
George	Harris 23	Harris 110	Haywood	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meiners	Oxford	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer
Skaggs	Storch	Swinger	Villa	Walton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 010

Brown 50	Burnett	Casey	Daus	Frame
Henke	Meadows	Page	Wagner	Whorton

ABSENT WITH LEAVE: 012

Avery	Bean	Brooks	Brown 30	Dougherty
Marsh	Myers	Spreng	Vogt	Walsh
Wasson	Wilson 130			

VACANCIES: 001

On motion of Representative Pratt, **HCS SS SB 1058, as amended**, was adopted.

On motion of Representative Pratt, **HCS SS SB 1058, as amended**, was read the third time and passed by the following vote:

AYES: 147

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86

Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jones
Kelly	Kingery	Kratky	Kraus	Lager
Lampe	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walton	Wells	Weter
Wildberger	Wilson 119	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 002

Kuessner Whorton

PRESENT: 001

Jolly

ABSENT WITH LEAVE: 012

Avery	Bean	Brown 30	Dougherty	Lembke
Marsh	Myers	Spreng	Vogt	Walsh
Wasson	Wilson 130			

VACANCIES: 001

Representative Cooper (120) declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SB 756**, and has taken up and passed **CCS HCS SCS SB 756**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SB 892, as amended** and has taken up and passed **HCS SS SCS SB 892, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HA 1** to **SCS SB 1008** and has taken up and passed **SCS SB 1008, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 1017, as amended**, and has taken up and passed **CCS HCS SB 1017**.

COMMUNICATION

May 10, 2006

Mr. Steve Davis
Chief Clerk
Missouri House of Representatives
Jefferson City, MO 65101

Dear Mr. Davis:

I am removing Representative Brian Munzlinger from the Conference Committee for **HCS SCS SB 773**. I am placing Representative Mike Cunningham in his place.

Sincerely,

/s/ Rod Jetton

CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NOS. 1270 & 1027

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1270 & 1027, with Senate Amendment No. 2, Senate Amendment No. 5, and Senate Amendment No. 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1270 & 1027, as amended;
2. That the House recede from its position on House Committee Substitute for House Bill Nos. 1270 & 1027;
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1270 & 1027, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ John Cauthorn
/s/ David Klindt
/s/ Charles Shields
/s/ Timothy P. Green
/s/ Frank A. Barnitz

FOR THE HOUSE:

/s/ Robert Behnen
/s/ Robert Thane Johnson
/s/ Peter Myers
/s/ Martin T. Rucker
/s/ Wes Shoemyer

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1306**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1306, with Senate Amendment Nos. 1, 2, 3, 4, 6, and 7, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1306, as amended;
2. That the House recede from its position on House Committee Substitute for House Bill No. 1306;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1306, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Jason Crowell
/s/ Norma Champion
/s/ Gary Nodler
/s/ Harry Kennedy
/s/ Timothy P. Green

FOR THE HOUSE:

/s/ Todd Smith
/s/ Ward Franz
/s/ James Viebrock
/s/ Patricia M. Yaeger
/s/ John Burnett

**CONFERENCE COMMITTEE REPORT NO. 2
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE NO. 2
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NOS. 1014 & 730**

The Conference Committee appointed on House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, with House Amendment Nos. 1 & 3 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment No. 5, House Amendment No. 1 to House Amendment No. 7, and House Amendment No. 7, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, as amended;
2. That the Senate recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730;
3. That the attached Conference Committee Substitute No. 2 for House Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill Nos. 1014 & 730, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Delbert Scott
/s/ Michael R. Gibbons
/s/ Carl Vogel

FOR THE HOUSE:

/s/ Bryan P. Stevenson
/s/ Bob May
/s/ Ryan Silvey

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 1017**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 1017, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, and House Amendment No. 2, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 1017, as amended;
2. That the Senate recede from its position on Senate Bill No. 1017;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 1017, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Dan Clemens
/s/ Robert Mayer
/s/ Bill Stouffer
/s/ Timothy P. Green
/s/ Charles Wheeler

FOR THE HOUSE:

/s/ Tom Loehner
/s/ Peter Myers
/s/ Darrell Pollock
/s/ Charles A. Dake
/s/ Belinda Harris

The following member's presence was noted: Wilson (130).

RECESS

Representative Dempsey moved the House stand in recess until 1:00 a.m. or until the Conference Committee Reports on **SS HCS HB 1900, as amended**, and **SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290, as amended**, have been distributed, and then stand adjourned until 9:30 a.m., Thursday, May 11, 2006.

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE NO. 2
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1456**

The Conference Committee appointed on Senate Substitute No. 2 for House Committee Substitute for House Bill No. 1456, with Senate Amendment No. 2, Senate Amendment No. 5, Senate Amendment No. 1 to Senate Amendment No. 9, Senate Amendment No. 9, as amended, and Senate Amendment No. 12, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute No. 2 for House Committee Substitute for House Bill No. 1456, as amended;
2. That the House recede from its position on House Committee Substitute for House Bill No. 1456;
3. That the attached Conference Committee Substitute for Senate Substitute No. 2 for House Committee Substitute for House Bill No. 1456, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Luann Ridgeway
/s/ Chris Koster
/s/ Jason Crowell

FOR THE HOUSE:

/s/ Brad Roark
/s/ Steve Hunter
/s/ David Day

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1900**

The Conference Committee appointed on Senate Substitute for House Committee Substitute for House Bill No. 1900, with Senate Substitute Amendment No. 1 for Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 1 to Senate Amendment No. 4, Senate Amendment No. 4, as amended, Senate Amendment No. 1 to Senate Amendment No. 5, Senate Amendment No. 5, as amended, and Senate Amendment No. 10 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for House Committee Substitute for House Bill No. 1900, as amended;

2. That the House recede from its position on House Committee Substitute for House Bill No. 1900;

3. That the attached Conference Committee Substitute for Senate Substitute for House Committee Substitute for House Bill No. 1900, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Charles Shields
/s/ Michael R. Gibbons
/s/ Delbert Scott
/s/ Timothy P. Green
/s/ Rita Heard Days

FOR THE HOUSE:

/s/ Tom Dempsey
/s/ Bob May
/s/ Bryan Pratt

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NOS. 1698, 1236, 995, 1362 & 1290**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1698, 1236, 995, 1362 & 1290, with Senate Amendment Nos. 2, 3, 4, 5, 6, and 7, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1698, 1236, 995, 1362 & 1290, as amended;

2. That the House recede from its position on House Committee Substitute for House Bill Nos. 1698, 1236, 995, 1362 & 1290;

3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill Nos. 1698, 1236, 995, 1362 & 1290, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Matt Bartle
/s/ Chris Koster
/s/ Michael R. Gibbons
/s/ Rita Heard Days
/s/ Victor Callahan

FOR THE HOUSE:

/s/ Scott A. Lipke
/s/ Steven Tilley
/s/ Kenny Jones
/s/ Connie Johnson
/s/ Rick Johnson

Pursuant to the motion of Representative Dempsey, the House adjourned until 9:30 a.m., Thursday, May 11, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Michael Brown, District 50, hereby state and affirm that my vote as recorded on the motion to adopt HA 1 to HA 2 to HCS SS SCS SB 590 as recorded in the House Journal for Wednesday, May 10, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 10th day of May 2006.

/s/ Michael Brown
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 10th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Connie Johnson, District 61, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS SB 805 as recorded in the House Journal for Wednesday, May 10, 2006 showing that I voted "no" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 10th day of May 2006.

/s/ Connie Johnson
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 10th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Jenee' Lowe, District 44, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS SS SCS SB 904 as recorded in the House Journal for Wednesday, May 10, 2006 showing that I voted "present" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 10th day of May 2006.

/s/ Jenee' Lowe
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 10th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Bob May, District 149, hereby state and affirm that my vote as recorded on the motion to adopt HA 1 to HA 2 to HCS SS SCS SB 590 as recorded in the House Journal for Wednesday, May 10, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 10th day of May 2006.

/s/ Bob May
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 10th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Robin Wright Jones, District 63, hereby state and affirm that my vote as recorded on the motion to adopt the emergency clause to SB 822 as recorded in the House Journal for Wednesday, May 10, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 10th day of May 2006.

/s/ Robin Wright Jones
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 10th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETINGS

FISCAL REVIEW

Thursday, May 11, 2006, 8:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

FISCAL REVIEW

Friday, May 12, 2006, 8:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

SPECIAL COMMITTEE ON IMMIGRATION REFORM

Thursday, May 11, 2006, 12:00 p.m. Hearing Room 7.

Informational meeting only. AMENDED

HOUSE CALENDAR

SEVENTY-SECOND DAY, THURSDAY, MAY 11, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HCS HJR 31 - Cunningham (86)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HB 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter
- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge

- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HB 1651 & 1608 - Yates
- 23 HB 2111 - Hubbard
- 24 HCS HB 1868 - Faith
- 25 HCS HB 2040 - Richard
- 26 HB 1537 - Schaaf
- 27 HCS HB 2047 - Johnson (47)
- 28 HCS#2 HB 2008, 1218 & 1062 - Muschany
- 29 HB 1946 - El-Amin
- 30 HB 1184 - Stevenson
- 31 HCS HB 1340, 1549, 1918 & 1998 - Schlottach
- 32 HCS HB 1968 - Zweifel
- 33 HCS HB 1147 - Bivins
- 34 HCS HB 1465 - Hunter
- 35 HCS HB 1600 - Viebrock
- 36 HCS HB 1730 - Schlottach
- 37 HCS HB 1089 - Schaaf
- 38 HCS HB 1751 - Munzlinger
- 39 HCS HB 1273 & 1136 - Baker (123)
- 40 HCS HB 1327 - Schaaf
- 41 HB 1853 - Bland
- 42 HCS HB 2016 - Schlottach

HOUSE BILL FOR PERFECTION - INFORMAL

HCS HB 1783 & 1479 - Bearden (3 hours debate on Perfection)

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 31, (4-24-06, Pages 1206-1207) - Fraser
- 7 HCR 49, (4-27-06, Pages 1316-1317) - Emery
- 8 HCS HCR 34, (4-12-06, Page 1042) - Myers
- 9 HCR 23, (3-14-06, Pages 544-545) - Wilson (130)

SENATE JOINT RESOLUTION FOR THIRD READING

SJR 26 - Jackson

SENATE BILLS FOR THIRD READING - CONSENT

- 1 HCS SB 712, E.C. - Bruns
- 2 SCS SB 870, E.C. - Cooper (158)
- 3 SB 881 - Robinson
- 4 SB 919 - Rector
- 5 SB 931 - Parson
- 6 SB 964 - Jackson
- 7 SB 990, as amended - Bruns
- 8 SCS#2 SB 1003, E.C. - Bruns
- 9 SB 1057 - Behnen
- 10 SCS SB 1059 - Roorda
- 11 SCS SB 1060 - Jackson
- 12 SB 1085 - Cooper (155)
- 13 SB 1139 - Yaeger
- 14 SB 1146 - Pratt
- 15 SB 1197 - Viebrock
- 16 SB 1208 - Pratt
- 17 SB 1216 - Wasson

SENATE BILLS FOR THIRD READING

- 1 HCS SCS SB 878 - Stevenson
- 2 HCS SCS SB 1048 - Schaaf
- 3 HCS SB 629, as amended, HA 3, pending - Faith
- 4 HCS SB 697 - St. Onge
- 5 SB 726 - May
- 6 SB 779 - Harris (110)
- 7 HCS SB 908 - St. Onge
- 8 HCS SCS SB 1064 - St. Onge
- 9 HCS SB 735 - Pratt
- 10 SB 1101 - Schlottach
- 11 HCS SCS SB 1175 - Nance
- 12 HCS SS SCS SB 590, as amended, HA 4, pending, E.C. - Kingery
- 13 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 14 HCS SS SCS SB 825 - Pratt
- 15 HCS SCS SB 915 - Rector
- 16 HCS SB 951 - Nance
- 17 SB 643 - Smith (118)
- 18 HCS SCS SB 925 - Bivins
- 19 HCS SB 884 - Johnson (47)
- 20 HCS SB 965 - Threlkeld
- 21 HCS SCS SB 968 - Walsh
- 22 SS SCS SB 718 - Pearce
- 23 HCS SB 780 - Rector
- 24 HCS SS SCS SB 882 - Cooper (120)
- 25 SB 938 - St. Onge
- 26 SCS SB 1081 - Bivins

- 27 SS SCS SB 1236 - Tilley
- 28 HCS SCS SB 646, E.C. - Schlottach
- 29 HCS SCS SB 746 - Whorton
- 30 HCS SS SCS SB 969 - St. Onge
- 31 HCS SS SCS SB 1229 - Dixon
- 32 HCS SS SCS SB 976, E.C. - Robb
- 33 SCS SB 1222 - Wasson
- 34 SCS SBs 1239 & 1091, (Fiscal Review 5-04-06) - Sater
- 35 HCS SB 689 - May
- 36 HCS SS SCS SB 953 - Dempsey
- 37 HCS SCS SB 616, (Fiscal Review 5-09-06) - Bruns
- 38 HCS SB 770 - Lipke
- 39 HCS SB 873 - Lipke
- 40 HCS SB 1037 - Rector
- 41 SCS SB 1140 - Sutherland
- 42 HCS#2 SCS SB 1221, (Fiscal Review 5-09-06) - Lipke
- 43 HCS SCS SBs 567 & 792, (Fiscal Review 5-10-06) - Schaaf
- 44 HCS SS SCS SB 895 - Wilson (130)
- 45 HCS SCS SBs 1185, 1163, 1174, 1200 & 1225, (Fiscal Review 5-10-06), E.C. - Lipke
- 46 HCS SCS SBs 905 & 910 - Yates
- 47 HCS SCS SB 961 - St. Onge
- 48 SCS SBs 1031 & 846 - Schlottach
- 49 HCS SS SCS SB 1041 - Weter
- 50 HCS SS SCS SBs 1210, 1244 & 844 - Pratt
- 51 HCS SB 977 - Jones

SENATE CONCURRENT RESOLUTION FOR THIRD READING

SCS SCR 24, (4-13-06, Pages 1078-1079) - Ruestman

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 HB 998, SPA 1 - Smith (118)
- 2 SS SCS HCS HB 1026, E.C. - Rucker
- 3 SCS HCS HB 1380 - St. Onge
- 4 SS SCS HCS HB 1168 - Tilley
- 5 SCS HCS HB 1367, as amended - Hobbs
- 6 SS#2 HB 1320 - Lipke

BILLS CARRYING REQUEST MESSAGES

- 1 CCS SCS HB 1865, as amended
(request House recede/take up and pass bill or grant further conference) - Bearden
- 2 SB 818, as amended
(request House recede on HA 2, as amended/take up and pass bill) - Smith (118)

BILLS IN CONFERENCE

- 1 CCR SCS HCS HB 1270 & 1027, as amended - Behnen
- 2 CCR HCS SCS SBs 1001, 896 & 761, as amended, E.C. - St. Onge
- 3 CCR#2 HCS SCS SB 932 - Wilson (119)
- 4 HCS SCS SB 773, as amended - Fisher
- 5 CCR HCS SCS SB 666, as amended - Bruns
- 6 CCS SCS HCS HB 1022, as amended - Icet
- 7 CCR#2 HCS SS#2 SCS SBs 1014 & 730, as amended, E.C. - Stevenson
- 8 CCR HCS SCS SB 756 - Behnen
- 9 CCR SS SCS HCS HB 1306, as amended - Smith (118)
- 10 CCR HCS SB 1017, as amended - Loehner
- 11 CCR SS SCS HCS HB 1698, 1236, 995, 1362 & 1290, as amended, E.C. - Lipke
- 12 HCS SS SB 696, as amended - Flook
- 13 HCS SS SCS SB 832, as amended - Johnson (47)
- 14 CCR SS#2 HCS HB 1456, as amended - Roark
- 15 CCR SS HCS HB 1900, as amended - Dempsey
- 16 SB 766, HA 1 - Bruns
- 17 HCS SS SCS SB 904, as amended - Lembke
- 18 HCS SS SCS SB 894, as amended, E.C. - Muschany

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon
- 3 SCR 27, (3-16-06, Pages 631-632) - Cooper (158)
- 4 HCS SCR 31, (4-26-06, Pages 1281-1282) - Dethrow
- 5 SCR 29, (4-27-06, Pages 1081-1082) - Moore

HOUSE RESOLUTIONS

- 1 HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes
- 2 HR 1930, (4-27-06, Pages 1315-1316) - Emery
- 3 HR 1475, (4-25-06, Pages 1252-1253) - Wright (137)
- 4 HR 2439, (4-27-06, Pages 1318-1319) - Wood
- 5 HR 2446, (5-08-06, Pages 1646-1647) - Page
- 6 HR 558, (4-27-06, Pages 1317-1318) - Walton
- 7 HCS HR 2295, (5-02-06, Pages 1428-1429) - Emery

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SEVENTY-SECOND DAY, THURSDAY, MAY 11, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Chris Dunn, Legislative Information Coordinator, Office of the Speaker.

Heavenly Father,

As the river and farmland surround us to the east; as the bricks and mortar and hustle and bustle of the city surround us on the west; and as the sun and rain have washed over us these past few days; we are reminded that You are the Creator of it all. You are awesome because You have placed us right here, right now, to tend to the affairs of our state.

You tell us to “Remember your Creator in the days of your youth, before the days of trouble come...” Lord we pause in this moment to remember You. All that You have made, all that You have sacrificed, and all that You have blessed us with, we remember right now. Some may not feel so young today, and some may feel like the days of trouble are already upon us, but we pause in this moment to remember You. (Ecclesiastes 12:1a)

Help us not to seek praise and honor from men, but from You Lord. This requires humility and we earnestly ask You for humility before our business begins.

Some of us surely feel tired today. Strengthen our minds and bodies for the remaining hours of this session. You have given each of us a mission to accomplish and we stand ready to accomplish it with Your help.

We ask for one more thing Lord. Your word says “For he who is least among you all—he is the greatest.” Help us become great by giving us the opportunity to serve. Let us serve one another and serve our constituents well. For Your glory. (Luke 9:48b)

In Your name we pray, Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Mary Snapp, Samuel Snapp, Stewart Snapp, Alexandra Yeager, MacKenzie Yeager, Brendan Yeager, Rachel Urban, Jennifer Urban, Victoria Urban, Ben Isaacs, Joe Isaacs, Tom Isaacs, James Schuchard, David Williams, Stephen Williams, Jesse Schnakenberg, Mariah Reynolds, Samatha Walker, Allison Thaller and Sadie Dasovich.

The Journal of the seventy-first day was approved as printed.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3506 - Representative Jetton
House Resolution No. 3507 - Representative Kingery
House Resolution No. 3508 - Representative Phillips
House Resolution No. 3509 - Representative May
House Resolution No. 3510
through
House Resolution No. 3513 - Representative Cunningham (145)
House Resolution No. 3514 - Representative Jackson
House Resolution No. 3515 - Representative Baker (25)
House Resolution No. 3516
through
House Resolution No. 3518 - Representative May
House Resolution No. 3519 - Representative Jetton
House Resolution No. 3520 - Representative Sanders Brooks
House Resolution No. 3521 - Representative Wilson (130)
House Resolution No. 3522 - Representative Jetton
House Resolution No. 3523 - Representative Denison
House Resolution No. 3524
and
House Resolution No. 3525 - Representative Low (39)
House Resolution No. 3526 - Representative Smith (14)
House Resolution No. 3527 - Representative Swinger
House Resolution No. 3528 - Representative Loehner
House Resolution No. 3529 - Representative Harris (23)
House Resolution No. 3530
and
House Resolution No. 3531 - Representative Brown (30)
House Resolution No. 3532 - Representative Quinn

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Guest reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SBs 567 & 792** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SB 616** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS#2 SCS SB 1221** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS SBs 1239 & 1091** (Fiscal Note), begs leave to report it has examined the same and recommends that it **Do Pass**.

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **SB 766, with HA 1**: Senators Vogel, Nodler, Champion, Coleman and Callahan.

CONFERENCE COMMITTEE APPOINTMENTS

The Speaker appointed the following Representatives to serve on the following Conference Committees:

HCS SS SCS SB 904: Representatives Walsh and Bringer
SB 766: Representatives Yaeger and Wright-Jones

HOUSE CONCURRENT RESOLUTION

HCR 31, relating to the “Great Rivers” state slogan, was taken up by Representative Fraser.

On motion of Representative Fraser, **HCR 31** was adopted.

HOUSE RESOLUTIONS

HR 1930, relating to the petroleum industry, was taken up by Representative Emery.

On motion of Representative Emery, **HR 1930** was adopted.

HR 2446, relating to condemnation of genocide in Darfur, was taken up by Representative Page.

On motion of Representative Page, **HR 2446** was adopted.

HR 2439, relating to Mark Twain National Forest land, was taken up by Representative Wood.

On motion of Representative Wood, **HR 2439** was adopted.

HR 1475, relating to the Constitution Restoration Act, was taken up by Representative Wright (137).

On motion of Representative Wright (137), **HR 1475** was adopted.

HOUSE CONCURRENT RESOLUTION

HCR 23, relating to the No Child Left Behind Act, was taken up by Representative Wilson (130).

On motion of Representative Wilson (130), **HCR 23** was adopted.

THIRD READING OF SENATE BILLS

HCS SCS SB 616, relating to assisted living facilities, was taken up by Representative Bruns.

Representative Bruns offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, Section 198.005, Page 5, Line 113, by inserting after the word “recuperation” the following:

“except that, for purposes of receiving supplemental welfare assistance payments under section 208.030, RSMo, only any residential care facility licensed as a residential care facility II immediately prior to the effective date of section 198.073 and that continues to meet such licensure requirements for a residential care facility II licensed immediately prior to the effective date of section 198.073 shall continue to receive after the effective date of section 198.073 the payment amount allocated immediately prior to the effective date of section 198.073 for a residential care facility II under section 208.030”; and

Further amend said section, Page 5, Line 137, by inserting after the word “**institutional**” the following:

“with respect to construction and physical plant standards”; and

Further amend said substitute, Section 198.073, Page 8, Line 104, by inserting after the word “**reimbursement**” the following:

“, not including residents’ cost of living increases in their benefits from the Social Security Administration after the effective date of this act,”; and

Further amend said section, Page 8, Line 105, by deleting the words “**forty-five percent of the average total reimbursement rate for care of such persons in a skilled nursing facility**” and insert in lieu thereof the following:

“forty-one dollars per day”; and

Further amend said section, Page 11, Line 204, by inserting after all of said line the following:

“Any residential care facility II licensed under this chapter which does not use the term “assisted living” in the name of their licensed facility on or before May 1, 2006, shall be prohibited from using such term after August 28, 2006, unless such facility meets the requirements for an assisted living facility in subsection 4 of this section.”; and

Further amend said section, Page 11, Lines 205-209, by deleting all of said lines; and

Further amend said substitute, Section 1, Page 12, Lines 1-4, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bruns, **House Amendment No. 1** was adopted.

Representative Sutherland offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, Page 2, Section 198.006, Line 32, by inserting after the second appearance of the word "**who**" on said line the word "**may**"; and

Further amend said bill, Page 2, Section 198.006, Line 33, by deleting the words "**one or more of**"; and

Further amend said bill, Page 5, Section 198.006, Line 136, by deleting the phrase "**residential care facility I or**"; and

Further amend said bill, Page 8, Section 198.073, Line 99, by inserting after the words "**residential care facility**" the numeral "**II**"; and

Further amend said bill, Page 9, Section 198.073, Line 112, by deleting the phrase "**applying for licensure**" and inserting in lieu thereof the word "**licensed**"; and

Further amend said bill, Page 9, Section 198.073, Line 113, by deleting the phrase "**that were not licensed as a residential care facility II on August 27, 2006**" and inserting in lieu thereof the following:

"except for facilities licensed under subsection 3 of this section"; and

Further amend said bill, Page 9, Section 198.073, Line 114, by inserting after the word "**admit**" the words "**or retain**"; and

Further amend said bill, Page 9, Section 198.073, Lines 114 and 115, by deleting the phrase "**, or remain in such facility,**"; and

Further amend said bill, Page 9, Section 198.073, Line 134, by deleting the word and number "**subsection 6**" and inserting in lieu thereof the word and number "**subsection 7**"; and

Further amend said bill, Page 11, Section 198.073, Line 202, by deleting the first appearance of the word "**facility**" on said line and inserting in lieu thereof the word "**entity**"; and

Further amend said bill, Page 11, Section 198.073, Line 211, by deleting the number "**28**" and inserting in lieu thereof the number "**27**"; and

Further amend said bill, Page 11, Section 198.073, Line 213, by inserting after the word "**Code**" the number and word "**13 or**"; and

Further amend said bill, Page 12, Section 198.073, Lines 3 and 4, by deleting the phrase "**unless licensed as an assisted living facility**"; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Sutherland, **House Amendment No. 2** was adopted.

Representative Brunson offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, Section 198.073, Page 8, Line 99, by inserting after the words "**residential care facility**" the following:

"II"; and

Further amend said section, Page 11, Line 202, by deleting the first appearance of the word “**facility**” and inserting in lieu thereof the following:

“**entity**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bruns, **House Amendment No. 3** was adopted.

Representative Cooper (120) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, Page 12, Section 1, Line 4, by inserting after said line the following:

“**Section 2. The department of social services, division of medical services and the department of health and senior services, division of senior and disability services shall work together to implement a new Medicaid payment system for assisted living facilities defined in 198.006 RSMo. The departments shall look at possible options including but not limited to federal Medicaid waivers, state plan amendments and provisions of the federal Deficit Reduction Act of 2005 that will allow a tiered rate system via a bundled monthly rate for all services not included in the room and board function of the facility including but not limited to: adult day care/socialization activities, escort services, essential shopping, health maintenance activities, housekeeping activities, meal preparation, laundry services, medication assistance (set-up and administration), personal care services, assistance with activities of daily living and instrumental activities of daily living, transportation services, nursing supervision, health promotion and exercise programming, emergency call systems, incontinence supplies, and companion services. The amount of the personal funds allowance for the Medicaid recipient residing in an assisted living facility shall include enough money for over-the-counter medications and co-payments for Medicaid and Medicare Part D services. The departments shall work with assisted living facility provider groups in developing this new payment system. The department of social services shall submit all necessary applications for implementing this new system singularly or within a multi-service state Medicaid waiver application to the secretary of the federal Department of Health and Human Services by July 1, 2007.**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cooper (120), **House Amendment No. 4** was adopted.

Representative Wright (137) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, Page 12, Line 5, by inserting immediately after all of said line the following:

"198.087. To ensure uniformity of application of regulation standards in long-term care facilities throughout the state, the department of social services shall:

(1) Evaluate the requirements for inspectors or surveyors of facilities, including the eligibility, training, and testing requirements for the position. Based on the evaluation, the department shall develop and implement additional training and knowledge standards for inspectors and surveyors;

(2) Periodically evaluate the performance of the inspectors or surveyors regionally and statewide to identify any deviations or inconsistencies in regulation application. At a minimum, the Missouri on-site surveyor evaluation process and the number and type of actions overturned by the informal dispute resolution process and formal appeal shall be used in the evaluation. Based on such evaluation, the department shall develop standards and a retraining process for the region, state, or individual inspector or surveyor, as needed;

(3) In addition to the provisions of subdivisions (1) and (2) of this section, the department shall develop a single uniform comprehensive and mandatory course of instruction for inspectors/surveyors on the practical application of enforcement of statutes, rules, and regulations. Such course shall also be open to attendance by administrators and staff of facilities licensed pursuant to this chapter;

(4) With the full cooperation of and in conjunction with the department of health and senior services, evaluate the implementation and compliance of the provisions of subdivision (3) of subsection 1 of section 198.012 in which rules, requirements, regulations, and standards under section 197.080, RSMo, for residential care facilities II, intermediate care facilities, and skilled nursing facilities attached to an acute care hospital are consistent with the intent of this chapter. A report of the differences found in the evaluation conducted under this subdivision shall be made jointly by the departments of social services and health to the governor and members of the general assembly by January 1, 2008; and

(5) With the full cooperation and in conjunction with the department of health and senior services, develop rules and regulations requiring the exchange of information, including regulatory violations, between the departments to ensure the protection of individuals who are served by health care providers regulated by either the department of health and senior services or the department of social services;

(6) With the full cooperation of and in conjunction with the department of health and senior services, develop a pilot project to be conducted in at least one of the seven regions of the department of health and senior services in the state designed to evaluate the implementation of and compliance with section 198.073 and that the rules, requirements, regulations, and standards developed there under relating to assisted living facilities are consistent with the intent of this chapter;

(a) The pilot project survey team shall, at a minimum, consist of the following:

a. A licensed nursing home administrator who has been licensed by the state of Missouri as a nursing home administrator for at least three years and has served as an administrator of intermediate or skilled care nursing center for at least one year and who has not been terminated from any administrator's position for cause;

b. A registered nurse who has been licensed by the state of Missouri as a registered nurse for at least three years and has served as a director of nursing in an intermediate or skilled care nursing center for at least one year who has not been terminated from any director of nursing position for cause;

c. A certified nurses aide who has been certified by the state of Missouri as a certified nurses aide for at least six years and has worked served as a certified nurses aide in an intermediate or skilled care nursing center for at least three years and who has not been terminated from any certified nurses aide position for cause;

(b) The pilot project survey team shall inspect all assisted living facilities in its region to determine compliance with the stat licensing laws and regulations governing assisted living facilities;

(c) No later than January 1, 2007, the department of health and senior services shall develop a survey tool to enable the pilot project survey team to comprehensively assess during one survey for regulatory and licensing compliance for all services received by the assisted living facility resident in the assisted living facility provided by any health care provider licensed or certified by the department of health and senior services;

(d) No later than January 1, 2007, the department of health and senior services shall develop a tool to measure the impact of the shared responsibility agreement which allows for variations in standards and policies based on the preferences of the resident or the resident's legal representative that has the potential for serious adverse outcomes on the assisted living facility residents' health and safety;

(e) Inspections or surveys under this pilot project shall begin no later than June 1, 2007."; and

Further amend the title and enacting clause accordingly.

Representative Sutherland offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, Pages 2-3, Subsection 6 of Section 198.087, by deleting all of said subsection; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sutherland, **House Amendment No. 1 to House Amendment No. 5** was adopted.

On motion of Representative Wright (137), **House Amendment No. 5, as amended**, was adopted.

On motion of Representative Bruns, **HCS SCS SB 616, as amended**, was adopted.

On motion of Representative Bruns, **HCS SCS SB 616, as amended**, was read the third time and passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Yates	Young	Mr Speaker

NOES: 001

Yaeger

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Black	Brown 30	Hunter	Kelly
Smith 118	Spreng	Walsh	Wasson	Wright-Jones
Zweifel				

VACANCIES: 001

Speaker Jetton declared the bill passed.

HCS#2 SCS SB 1221, relating to crime, was taken up by Representative Lipke.

Representative Lipke offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 486.185, Pages 58-59, Lines 1-36, by deleting all of said lines from the substitute; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lipke, **House Amendment No. 1** was adopted.

Representative Lipke offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 409.5-508, Page 55, Line 9, by inserting immediately after the word “**criminal**” in the second instance the word “**securities**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lipke, **House Amendment No. 2** was adopted.

Representative Richard offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 409.1-102, Page 32, Lines 46-48, by deleting the following:

“**that is not an “insured depository institution” as defined in section 3(c)(2) of the Federal Deposit Insurance Act (12 U.S.C. 1813(c)(2)), or any successor federal statute**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Richard, **House Amendment No. 3** was adopted.

Representative Tilley offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 573.037, Page 67, Line 7, by inserting immediately after said line the following:

- “575.080. 1. A person commits the crime of making a false report if [he] **such person** knowingly:
- (1) Gives false information to any person for the purpose of implicating another person in a crime; or
 - (2) Makes a false report to a law enforcement officer that a crime has occurred or is about to occur; or
 - (3) Makes a false report or causes a false report to be made to a law enforcement officer, security officer, fire department or other organization, official or volunteer, which deals with emergencies involving danger to life or property that a fire or other incident calling for an emergency response has occurred or is about to occur.
2. It is a defense to a prosecution under subsection 1 of this section that the actor retracted the false statement or report before the law enforcement officer or any other person took substantial action in reliance thereon.
3. The defendant shall have the burden of injecting the issue of retraction under subsection 2 of this section.
4. Making a false report is a class [B misdemeanor] **A misdemeanor.**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Tilley, **House Amendment No. 4** was adopted.

Representative Jones offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 590.035, Page 77, Line 4, by inserting immediately after said line the following:

“590.190. **The director is authorized to promulgate rules and regulations to implement the provisions of sections 590.010 to 590.190.** Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Jones, **House Amendment No. 5** was adopted.

Representative Bruns offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 210.482, Page 25, Line 50, by inserting immediately after said line the following:

- “210.1012. 1. There is hereby created a statewide program called the "Amber Alert System" referred to in this section as the "system" to aid in the identification and location of **an** abducted [persons] child.
2. For the purposes of this section, "abducted [person] **child**" means a [person] **child** whose whereabouts are unknown and who is:
- (1) **Less than eighteen years of age** and reasonably believed to be the victim of the crime of kidnapping as defined by section 565.110, RSMo, as determined by local law enforcement;
 - (2) **Reasonably believed to be the victim of the crime of child kidnapping, as defined by section 565.115, RSMo, as determined by law enforcement; or**

(3) Less than eighteen years of age and at least fourteen years of age, and who would otherwise be reasonably believed to be a victim of child kidnapping as defined by section 565.115, RSMo, as determined by law enforcement, if such person was under the age of fourteen.

3. The department of public safety shall develop regions to provide the system. The department of public safety shall coordinate local law enforcement agencies and public commercial television and radio broadcasters to provide an effective system. In the event that a local law enforcement agency opts not to set up a system and an abduction occurs within the jurisdiction, it shall notify the department of public safety who will notify local media in the region.

4. The Amber alert system shall include all state agencies capable of providing urgent and timely information to the public together with broadcasters and other private entities that volunteer to participate in the dissemination of urgent public information. At a minimum, the Amber alert system shall include the department of public safety, highway patrol, department of transportation, department of health and senior services, and Missouri lottery.

5. The department of public safety shall have the authority to notify other regions upon verification that the criteria established by the oversight committee has been met.

6. Participation in an Amber alert system is entirely at the option of local law enforcement agencies and federally licensed radio and television broadcasters.

7. Any person who knowingly makes a false report that triggers an alert pursuant to this section is guilty of a class A misdemeanor.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brunns, **House Amendment No. 6** was adopted.

Representative Behnen assumed the Chair.

Representative Brunns offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 3, Page 85, Line 3, by inserting immediately after said line the following:

“Section 4. 1. The department of public safety has the authority to promulgate rules establishing recommended procedures for issuing missing endangered person advisories. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

2. For the purposes of this section, "missing endangered person" means a person whose whereabouts are unknown and who is:

(1) Physically or mentally disabled to the degree that the person is dependent upon an agency or another individual;

(2) Missing under circumstances indicating that the missing person's safety may be in danger; or

(3) Missing under involuntary or unknown circumstances.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brunns, **House Amendment No. 7** was adopted.

Representative Cooper (158) offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 565.182, Page 64, Line 8, by inserting after all of said line the following:

“565.320. 1. As used in this section the following terms shall mean:

(1) "Crime of violence", any crime which involved the threat or use of physical force against an elderly person;

(2) "Elderly", a person sixty-five years of age or older.

2. Notwithstanding any other provision of law no court shall sentence a person who has pled guilty or nolo contendere to or has been found guilty of a crime of violence against the elderly to a term of imprisonment of less than thirty consecutive days or to pay a fine in lieu of a term of imprisonment, nor shall such person be eligible for parole or probation until he or she has served a minimum of thirty consecutive days of imprisonment.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cooper (158), **House Amendment No. 8** was adopted.

Representative Franz offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 578.409, Pages 76-77, Lines 1-32, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franz, **House Amendment No. 9** was adopted.

Representative Bringer offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Page 69, Section 577.020, Line 53, by inserting after said line the following:

“Full information is limited to the following:

(1) The type of test administered and the procedures followed;

(2) The time of the collection of the blood, breath, or urine sample analyzed;

(3) The numerical results of the test indicating the alcohol content of the blood, breath, or urine;

(4) The type and status of any permit which was held by the person who performed the test;

(5) If the test was administered by means of a breath testing instrument, the date of performance of the most required maintenance of such instrument.

Full information does not include schematics, manuals, or software of the instrument used to test the person or any other material that is not in the actual possession of the state.

Additionally, full information does not include information in the possession of the manufacturer of the test instrument.”.

On motion of Representative Bringer, **House Amendment No. 10** was adopted.

Representative Jolly offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Page 64, Section 561.031, Line 28, by inserting immediately after said line the following:

"565.063. 1. As used in this section, the following terms mean:

(1) "Domestic assault offense":

(a) The commission of the crime of domestic assault in the first degree [pursuant to section 565.072] or domestic assault in the second degree [pursuant to section 565.073]; or

(b) The commission of the crime of assault in the first degree [pursuant to the provisions of section 565.050] or assault in the second degree [pursuant to the provisions of section 565.060], if the victim of the assault was a family or household member; or

(c) The commission of a crime in another state, or any federal offense, or any military offense which, if committed in this state, would be a violation of any offense listed in paragraph (a) or paragraph (b) of this subdivision.

(2) "Family" or "household member", spouses, former spouses, adults related by blood or marriage, adults who are presently residing together or have resided together in the past and adults who have a child in common regardless of whether they have been married or have resided together at any time;

(3) "Persistent domestic violence offender", a person who has pleaded guilty to or has been found guilty of two or more domestic assault offenses, where such two or more offenses occurred within ten years of the occurrence of the domestic assault offense for which the person is charged; and

(4) "Prior domestic violence offender", a person who has pleaded guilty to or has been found guilty of one domestic assault offense, where such prior offense occurred within five years of the occurrence of the domestic assault offense for which the person is charged.

2. No court shall suspend the imposition of sentence as to a prior or persistent domestic violence offender pursuant to this section nor sentence such person to pay a fine in lieu of a term of imprisonment, section 557.011, RSMo, to the contrary notwithstanding, nor shall such person be eligible for parole or probation until such person has served a minimum of six months' imprisonment.

3. The court shall find the defendant to be a prior domestic violence offender or persistent domestic violence offender, if:

(1) The indictment or information, original or amended, or the information in lieu of an indictment pleads all essential facts warranting a finding that the defendant is a prior domestic violence offender or persistent domestic violence offender; and

(2) Evidence is introduced that establishes sufficient facts pleaded to warrant a finding beyond a reasonable doubt the defendant is a prior domestic violence offender or persistent domestic violence offender; and

(3) The court makes findings of fact that warrant a finding beyond a reasonable doubt by the court that the defendant is a prior domestic violence offender or persistent domestic violence offender.

4. In a jury trial, such facts shall be pleaded, established and found prior to submission to the jury outside of its hearing.

5. In a trial without a jury or upon a plea of guilty, the court may defer the proof in findings of such facts to a later time, but prior to sentencing.

6. The defendant shall be accorded full rights of confrontation and cross-examination, with the opportunity to present evidence, at such hearings.

7. The defendant may waive proof of the facts alleged.

8. Nothing in this section shall prevent the use of presentence investigations or commitments.

9. At the sentencing hearing both the state and the defendant shall be permitted to present additional information bearing on the issue of sentence.

10. The pleas or findings of guilty shall be prior to the date of commission of the present offense.

11. The court shall not instruct the jury as to the range of punishment or allow the jury, upon a finding of guilty, to assess and declare the punishment as part of its verdict in cases of prior domestic violence offenders or persistent domestic violence offenders.

12. Evidence of prior convictions shall be heard and determined by the trial court out of the hearing of the jury prior to the submission of the case to the jury, and shall include but not be limited to evidence of convictions received by a search of the records of the Missouri uniform law enforcement system maintained by the Missouri state highway patrol. After hearing the evidence, the court shall enter its findings thereon.

13. Evidence of similar criminal convictions of domestic violence pursuant to this chapter, chapter 566, RSMo, or chapter 568, RSMo, within five years of the offense at issue, shall be admissible for the purposes of showing a past history of domestic violence.

14. Any person who has pleaded guilty to or been found guilty of a violation of section 565.072 shall be sentenced to the authorized term of imprisonment for a class A felony if the court finds the offender is a prior domestic violence offender. The offender shall be sentenced to the authorized term of imprisonment for a class A felony which term shall be served without probation or parole if the court finds the offender is a persistent domestic violence offender or the prior domestic violence offender inflicts serious physical injury on the victim.

15. Any person who has pleaded guilty to or been found guilty of a violation of section 565.073 shall be sentenced:

(a) To the authorized term of imprisonment for a class B felony if the court finds the offender is a prior domestic violence offender; or

(b) To the authorized term of imprisonment for a class A felony if the court finds the offender is a persistent domestic violence offender."; and

Further amend the title and enacting clauses accordingly.

On motion of Representative Jolly, **House Amendment No. 11** was adopted.

Representative Harris (23) offered **House Amendment No. 12.**

House Amendment No. 12

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 568.070, Page 65, Lines 17 and 18, by deleting all of said lines and inserting in lieu thereof the following words "**video game which contains the mutilation of body parts, gore, depictions of human injury**"; and

Further amend said section, Page 65, Line 25, by deleting the following words "**rated M or AO**" and inserting in lieu thereof the following words "**as described by this section**"; and

Further amend said section, Page 66, Lines 43 and 44, by deleting the words "**rated M or AO**" and inserting in lieu thereof the following words "**as described by this section**"; and

Further amend said section, Page 66, Lines 45 and 46, by deleting all of said lines and inserting in lieu thereof the following words "2. Unlawful transactions with a child is a class B misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Harris (23), **House Amendment No. 12** was adopted.

Representative Cooper (120) offered **House Amendment No. 13.**

House Amendment No. 13

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Page 83, Section 610.105, Line 17, by inserting immediately after said line the following:

"650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for telecommunicators who answer 911 calls that come to public safety answering points shall be as follows:

- (1) Police telecommunicator 16 hours;
- (2) Fire telecommunicator 16 hours;
- (3) Emergency medical services telecommunicator 16 hours;

(4) Joint communication center telecommunicator 40 hours.

3. All persons employed as a telecommunicator in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator. Such persons shall complete at least [sixteen] **twenty-four** hours of ongoing training every [two] **three** years by such persons or organizations as provided in subsection 6 of this section. **The reporting period for the ongoing training under this subsection shall run concurrent with the existing continuing education reporting periods for Missouri peace officers pursuant to chapter 590, RSMo.**

4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to complete the training requirement as provided in subsection 2 of this section. Any person hired as a telecommunicator after August 28, 1999, shall complete the training requirements as provided in subsection 2 of this section within twelve months of the date such person is employed as a telecommunicator.

5. The training requirements as provided in subsection 2 of this section shall be waived for any person who furnishes proof to the committee that such person has completed training in another state which are at least as stringent as the training requirements of subsection 2 of this section.

6. The department of public safety shall determine by administrative rule the persons or organizations authorized to conduct the training as required by subsection 2 of this section.

7. This section shall not apply to an emergency medical dispatcher or agency as defined in section 190.100, RSMo, or a person trained by an entity accredited or certified under section 190.131, RSMo, or a person who provides prearrival medical instructions who works for an agency which meets the requirements set forth in section 190.134, RSMo.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cooper (120), **House Amendment No. 13** was adopted.

Representative Munzlinger offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Page 29, Section 221.040, Line 7, by inserting after said line the following:

“304.230. 1. It shall be the duty of the sheriff of each county or city to see that the provisions of sections 304.170 to 304.230 are enforced, and any peace officer or police officer of any county or city or any highway patrol officer shall have the power to arrest on sight or upon a warrant any person found violating or having violated the provisions of such sections.

2. The sheriff or any peace officer or any highway patrol officer is hereby given the power to stop any such conveyance or vehicle as above described upon the public highway for the purpose of determining whether such vehicle is loaded in excess of the provisions of sections 304.170 to 304.230, and if he or she finds such vehicle loaded in violation of the provisions thereof he or she shall have a right at that time and place to cause the excess load to be removed from such vehicle; and provided further, that any regularly employed maintenance man of the department of transportation shall have the right and authority in any part of this state to stop any such conveyance or vehicle upon the public highway for the purpose of determining whether such vehicle is loaded in excess of the provisions of sections 304.170 to 304.230, and if he or she finds such vehicle loaded in violation of the provisions thereof, he or she shall have the right at that time and place to cause the excess load to be removed from such vehicle. When only an axle or a tandem axle group of a vehicle is overloaded, the operator shall be permitted to shift the load, if this will not overload some other axle or axles, without being charged with a violation; provided, however, the privilege of shifting the weight without being charged with a violation shall not extend to or include vehicles while traveling on the federal interstate system of highways. When only an axle or tandem axle group of the vehicle traveling on the federal interstate system of highways is overloaded and a court authorized to enforce the provisions of sections 304.170 to 304.230 finds that the overloading was due to the inadvertent shifting of the load changing axle weights in transit through no fault of the operator of the vehicle and that the load thereafter had been shifted so that no axle had been overloaded, then the court may find that no violation has been committed. The operator of any vehicle shall be permitted to back up and reweigh, or to turn around and weigh from the opposite direction. Any operator whose vehicle is weighed and found to be within five percent of any legal limit may request and receive a weight ticket, memorandum or statement showing the weight or

weights on each axle or any combinations of axles. Once a vehicle is found to be within the limits of section 304.180 after having been weighed on any state scale and there is no evidence that any cargo or fuel has been added, no violation shall occur, but a presumption shall exist that cargo or fuel has been added if upon reweighing on another state scale the total gross weight exceeds the applicable limits of section 304.180 or 304.190. The highways and transportation commission of this state may deputize and appoint any number of their regularly employed maintenance men to enforce the provisions of such sections, and the maintenance men delegated and appointed in this section shall report to the proper officers any violations of sections 304.170 to 304.230 for prosecution by such proper officers.

3. The superintendent of the Missouri state highway patrol may assign qualified persons who are not highway patrol officers to supervise or operate permanent or portable weigh stations used in the enforcement of commercial vehicle laws. These persons shall be designated as commercial vehicle inspectors and have limited police powers:

(1) To issue uniform traffic tickets at a permanent or portable weigh station for violations of rules and regulations of the division of motor carrier [and railroad safety of the department of economic development] **services of the highways and transportation commission** and department of public safety, and laws, rules, and regulations pertaining to commercial motor vehicles and trailers and related to size, weight, fuel tax, registration, equipment, driver requirements, transportation of hazardous materials and operators' or chauffeurs' licenses, and the provisions of sections 303.024 and 303.025, RSMo;

(2) To require the operator of any commercial vehicle to stop and submit to a vehicle and driver inspection to determine compliance with commercial vehicle laws, rules, and regulations, the provisions of sections 303.024 and 303.025, RSMo, and to submit to a cargo inspection when reasonable grounds exist to cause belief that a vehicle is transporting hazardous materials as defined by Title 49 of the Code of Federal Regulations;

(3) To make arrests for violation of subdivisions (1) and (2) of this subsection. Commercial vehicle inspectors shall not have the authority to exercise the powers granted in subdivisions (1), (2) and (3) of this subsection until they have successfully completed training approved by the superintendent of the Missouri state highway patrol; nor shall they have the right as peace officers to bear arms.

4. The superintendent of the Missouri state highway patrol may appoint qualified persons, who are not members of the highway patrol, designated as commercial vehicle enforcement officers, with the powers:

(1) To issue uniform traffic tickets for violations of laws, rules and regulations pertaining to commercial vehicles, trailers, special mobile equipment and drivers of such vehicles, and the provisions of sections 303.024 and 303.025, RSMo;

(2) To require the operator of any commercial vehicle to stop and submit to a vehicle and driver inspection to determine compliance with commercial vehicle laws, rules, and regulations, compliance with the provisions of sections 303.024 and 303.025, RSMo, and to submit to a cargo inspection when reasonable grounds exist to cause belief that a vehicle is transporting hazardous materials as defined by Title 49 of the Code of Federal Regulations;

(3) To make arrests upon warrants and for violations of subdivisions (1) and (2) of this subsection. **Commercial vehicle officers selected and designated as peace officers by the superintendent of the Missouri state highway patrol are hereby declared to be peace officers of the state of Missouri, with full power and authority to make arrests solely for violations under the powers granted in subdivisions (1) to (3) of this subsection.** Commercial vehicle enforcement officers shall not have the authority to exercise the powers granted in subdivisions (1), (2) and (3) of this subsection until they have successfully completed training approved by the superintendent of the Missouri state highway patrol **and have completed the mandatory standards for the basic training and licensure of peace officers established by the peace officers standards and training commission under subsection 1 of section 590.030, RSMo. Commercial vehicle officers who are employed and performing their duties on August 28, 2006, shall have until July 1, 2010, to comply with the mandatory standards regarding police officer basic training and licensure.** Commercial vehicle enforcement officers shall have the right as peace officers to bear arms.

5. Any additional employees needed for the implementation of this section shall be hired in conformity with the provisions of the federal fair employment and antidiscrimination acts.

6. Any part of this section which shall be construed to be in conflict with the axle or tandem axle load limits permitted by the Federal-Aid Highway Act, Section 127 of Title 23 of the United States Code (Public Law 85-767, 85th Congress) shall be null, void and of no effect.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Munzlinger, **House Amendment No. 14** was adopted.

Representative Pearce offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 56.087, Page 3, Line 17, by inserting immediately after said line the following:

“174.700. The board of regents or board of governors of any state college or university may appoint and employ as many college or university police officers as it may deem necessary to **enforce regulations established under section 174.709 and general motor vehicle laws of this state in accordance with section 174.712**, protect persons, property, and to preserve peace and good order only in the public buildings, properties, grounds, and other facilities and locations over which it has charge or control.

174.703. 1. The college or university police officers, before they enter upon their duties, shall take and subscribe an oath of office before some officer authorized to administer oaths, to faithfully and impartially discharge the duties thereof, which oath shall be filed in the office of the board, and the secretary of the board shall give each college police officer so appointed and qualified a certificate of appointment, under the seal of the board, which certificate shall empower him or her with the same authority to maintain order, preserve peace and make arrests as is now held by peace officers.

2. **The college or university police officers shall have the authority to enforce the regulations established in section 174.709 and general motor vehicle laws in accordance with section 174.712 on the campus as proscribed in chapter 304, RSMo.** The college or university police officer may in addition expel from the public buildings, campuses, and grounds, persons violating the rules and regulations that may be prescribed by the board or others under the authority of the board.

3. Such officer or employee of the state college or university as may be designated by the board shall have immediate charge, control and supervision of police officers appointed by authority of this section. Such college or university police officers shall have satisfactorily completed before appointment a training course for police officers as prescribed by chapter 590, RSMo, for state peace officers or, by virtue of previous experience or training, have met the requirements of chapter 590, RSMo, **and have been certified under that chapter.**

174.706. Nothing in sections 174.700 to 174.706 shall be construed as denying the board the right to appoint guards or watchmen who shall not be given the authority and powers authorized by sections 174.700 to [174.706] **174.712.**

174.709. 1. For the purpose of promoting public safety, health, and general welfare and to protect life and property, the board of regents or board of governors of any state college or university may establish regulations to control vehicular traffic, including speed regulations, on any thoroughfare owned or maintained by the state college or university and located within any of its campuses. Such regulations shall be consistent with the provisions of the general motor vehicle laws of this state. Upon adoption of such regulations, the state college or university shall have the authority to place official traffic control devices, as defined in section 300.010, RSMo, on campus property.

2. The regulations established by the board of regents or board of governors of any state college or university under subsection 1 of this section shall be codified, printed, and distributed for public use. Adequate signs displaying the speed limit shall be posted along such thoroughfares.

3. Violations of any regulation established under this section shall have the same effect as a violation of municipal ordinances adopted under section 304.120, RSMo, with penalty provisions as provided in section 304.570, RSMo. Points assessed against any person under section 302.302, RSMo, for a violation of this section shall be the same as provided for a violation of a county or municipal ordinance.

4. The provisions of this section shall apply only to moving violations.

174.712. All motor vehicles operated upon any thoroughfare owned or maintained by the state college or university and located within any of its campuses shall be subject to the provisions of the general motor vehicle laws of this state, including chapters 301, 302, 303, 304, 307, and 577, RSMo. Violations shall have the same effect as though such had occurred on public roads, streets, or highways of this state.”; and

Further amend said substitute, Section 491.170, Page 62, Line 18, by inserting immediately after said line the following:

“544.157. 1. Any law enforcement officer certified pursuant to chapter 590, RSMo, of any political subdivision of this state, any authorized agent of the department of conservation, any commissioned member of the Missouri capitol police, any commissioned member of the Missouri state park rangers, **any college or university police officer**, and any authorized agent of the Missouri state water patrol in fresh pursuit of a person who is reasonably believed by such officer to have committed a felony in this state or who has committed, or attempted to commit, in the presence of such officer or agent, any criminal offense or violation of a municipal or county ordinance, or for whom such officer holds a warrant of arrest for a criminal offense, shall have the authority to arrest and hold in custody such person anywhere in this state. Fresh pursuit may only be initiated from within the pursuing peace officer's, conservation agent's, capitol police officer's, state park ranger's, **college or university police officer's**, or water patrol officer's jurisdiction and shall be terminated once the pursuing peace officer is outside of such officer's jurisdiction and has lost contact with the person being pursued. If the offense is a traffic violation, the uniform traffic ticket shall be used as if the violator had been apprehended in the municipality or county in which the offense occurred.

2. If such an arrest is made in obedience to a warrant, the disposition of the prisoner shall be made as in other cases of arrest under a warrant; if the violator is served with a uniform traffic ticket, the violator shall be directed to appear before a court having jurisdiction to try the offense; if the arrest is without a warrant, the prisoner shall be taken forthwith before a judge of a court with original criminal jurisdiction in the county wherein such arrest was made or before a municipal judge thereof having original jurisdiction to try such offense, who may release the person as provided in section 544.455, conditioned upon such person's appearance before the court having jurisdiction to try the offense. The person so arrested need not be taken before a judge as herein set out if given a summons by the arresting officer.

3. The term "fresh pursuit", as used in this section, shall include hot or fresh pursuit as defined by the common law and also the pursuit of a person who has committed a felony or is reasonably suspected of having committed a felony in this state, or who has committed or attempted to commit in this state a criminal offense or violation of municipal or county ordinance in the presence of the arresting officer referred to in subsection 1 of this section or for whom such officer holds a warrant of arrest for a criminal offense. It shall include also the pursuit of a person suspected of having committed a supposed felony in this state, though no felony has actually been committed, if there is reasonable ground for so believing. "Fresh pursuit" as used herein shall imply instant pursuit.

4. A public agency electing to institute vehicular pursuits shall adopt a policy for the safe conduct of vehicular pursuits by peace officers. Such policy shall meet the following minimum standards:

- (1) There shall be supervisory control of the pursuit;
- (2) There shall be procedures for designating the primary pursuit vehicle and for determining the total number of vehicles to be permitted to participate at one time in the pursuit;
- (3) There shall be procedures for coordinating operation with other jurisdictions; and
- (4) There shall be guidelines for determining when the interests of public safety and effective law enforcement justify a vehicular pursuit and when a vehicular pursuit should not be initiated or should be terminated.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pearce, **House Amendment No. 15** was adopted.

Representative Fares offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 92.500, Page 6, Line 115, by inserting immediately after said line the following:

“**94.860. 1. The governing body of any municipalities located in whole or in part within any county with a charter form of government and with more than one million inhabitants is hereby authorized to impose, by ordinance or order, a sales tax in the amount of up to one-half of one percent on all retail sales made in such municipality, which are subject to taxation under the provisions of sections 144.010 to 144.525, RSMo, for the purpose of improving the public safety for such municipality, including but not limited to expenditures on equipment, municipal employee salaries and benefits, contractual payments for public safety services, and**

facilities for police, fire and emergency medical providers. The tax authorized by this section shall be in addition to any other sales taxes allowed by law. No ordinance or order imposing a sales tax pursuant to the provisions of this section shall be effective unless the governing body of the municipality submits to the voters of the municipality, at a county or state general, primary, or special election, a proposal to authorize the governing body of the municipality to impose a tax.

2. If the proposal submitted involves only authorization to impose the tax authorized by this section, the ballot of submission shall contain, but need not be limited to, the following language:

Shall the municipality of (municipality's name) impose a sales tax of (insert amount) for the purpose of improving the public safety of the municipality?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal submitted pursuant to this subsection, then the ordinance or order and any amendments thereto shall be in effect on the first day of the second quarter immediately following the election approving the proposal. If a proposal receives less than the required majority, then the governing body of the municipality shall have no power to impose the sales tax herein authorized unless and until the governing body of the municipality shall again have submitted another proposal to authorize the governing body of the municipality to impose the sales tax authorized by this section and such proposal is approved by the required majority of the qualified voters voting thereon.

3. Within thirty days of the approval of a public safety sales tax pursuant to this section, the governing body shall choose one of the following options:

(1) **OPTION 1.** Eighty-five percent of the moneys generated within each municipality shall be retained in subaccount 1 of the trust fund created in subsection 4 of this section and shall be returned to that municipality as provided in subdivision (1) of subsection 4 of this section. Fifteen percent of the moneys generated within each municipality shall be retained in subaccount 2 of the trust fund created in, and allocated as provided in, subdivision (2) of subsection 4 of this section;

(2) **OPTION 2.** One hundred percent of the moneys generated within each municipality shall be retained in subaccount 2 of the trust fund created in, and allocated as provided in, subdivision (2) of subsection 4 of this section.

4. The moneys shall be retained in two separate subaccounts in the "Municipal Public Safety Sales Tax Fund" which is hereby created. Moneys in the fund shall be distributed to each municipality as follows:

(1) For municipalities choosing Option 1, eighty-five percent of the taxes collected within each municipality and retained in subaccount 1 of the trust fund shall be returned to each municipality;

(2) For municipalities choosing Option 2, the moneys retained in subaccount 2 of the trust fund shall be distributed to each municipality based on the percentage ratio that the population of that municipality bears to the total population of all of the municipalities choosing Option 2.

5. All revenue received by a municipality from the tax authorized under the provisions of this section shall be deposited in a special trust fund and shall be used solely for improving the public safety for such municipality for so long as the tax shall remain in effect. Once the tax authorized by this section is abolished or is terminated by any means, all funds remaining in the special trust fund shall be used solely for improving public safety for the municipality. Any funds in such special trust fund which are not needed for current expenditures may be invested by the governing body in accordance with applicable laws relating to the investment of other municipal funds.

6. All sales taxes collected by the director of the department of revenue under this section on behalf of any municipality, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, RSMo, shall be deposited in the special trust fund created in subsection 4 of this section. The moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of the department of revenue shall keep accurate records of the amount of money in the trust and which was collected in each municipality imposing a sales tax pursuant to this section, and the records shall be open to the inspection of officers of the municipality and the public. Not later than the tenth day of each month the director of the department of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the municipality which levied the tax, such funds shall be deposited with the treasurer of each such municipality, and all expenditures of funds arising from the trust fund shall be by an appropriation act to be enacted by the governing body of each such

municipality. Expenditures may be made from the fund for any functions authorized in the ordinance or order adopted by the governing body submitting the tax to the voters.

7. The director of the department of revenue may make refunds from the amounts in the trust fund and credited to any municipality for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such municipalities. If any municipality abolishes the tax, the municipality shall notify the director of the department of revenue of the action at least ninety days prior to the effective date of the repeal and the director of the department of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such municipality, the director of the department of revenue shall remit the balance in the account to the municipality and close the account of that municipality. The director of the department of revenue shall notify each municipality of each instance of any amount refunded or any check redeemed from receipts due the municipality.

8. Except as modified in this section, all provisions of sections 32.085 and 32.087, RSMo, shall apply to the tax imposed under this section.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Fares moved that **House Amendment No. 16** be adopted.

Which motion was defeated by the following vote:

AYES: 044

Behnen	Bivins	Bland	Bogetto	Cooper 120
Cooper 155	Cunningham 145	Day	Deeken	Emery
Fares	Fisher	Flook	Guest	Hunter
Johnson 47	Jones	Kingery	Lipke	McGhee
Muschany	Myers	Nance	Parson	Pearce
Pollock	Quinn	Rector	Scharnhorst	Schlottach
Skaggs	Stevenson	St. Onge	Tilley	Villa
Wallace	Walton	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 159	Mr Speaker	

NOES: 109

Aull	Avery	Baker 25	Baker 123	Bearden
Black	Bowman	Boykins	Bringer	Brooks
Brown 50	Bruns	Burnett	Casey	Chinn
Chappelle-Nadal	Cooper 158	Corcoran	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Ervin	Faith	Frame
Franz	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Icet	Jackson	Johnson 61	Johnson 90
Jolly	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Loehner
Low 39	Lowe 44	Marsh	May	Meadows
Meiners	Moore	Munzlinger	Nieves	Nolte
Page	Parker	Phillips	Portwood	Pratt
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Schneider	Schoemehl	Self
Shoemyer	Silvey	Smith 14	Smith 150	Storch

Sutherland	Swinger	Threlkeld	Viebrock	Vogt
Wagner	Whorton	Wildberger	Witte	Wright 137
Wright-Jones	Yaeger	Yates	Young	

PRESENT: 001

Oxford

ABSENT WITH LEAVE: 008

Bean	Brown 30	Kelly	Smith 118	Spreng
Walsh	Wasson	Zweifel		

VACANCIES: 001

Representative Lipke offered **House Amendment No. 17.**

House Amendment No. 17

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 565.182, Page 64, Lines 1-8, by deleting all of said lines from the substitute; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lipke, **House Amendment No. 17** was adopted.

Representative George offered **House Amendment No. 18.**

House Amendment No. 18

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Page 73, Section 577.023, Line 124, by inserting after said line the following:

“577.029. A licensed physician, registered nurse, or trained medical technician at the place of his **or her** employment, acting at the request and direction of the law enforcement officer, shall withdraw blood for the purpose of determining the alcohol content of the blood, unless such medical personnel, in his **or her** good faith medical judgment, believes such procedure would endanger the life or health of the person in custody. Blood may be withdrawn only by such medical personnel, but such restriction shall not apply to the taking of a breath test, a saliva specimen, or a urine specimen. In withdrawing blood for the purpose of determining the alcohol content thereof, only a previously unused and sterile needle and sterile vessel shall be utilized and the withdrawal shall otherwise be in strict accord with accepted medical practices. [A nonalcoholic antiseptic shall be used for cleansing the skin prior to venapuncture.] Upon the request of the person who is tested, full information concerning the test taken at the direction of the law enforcement officer shall be made available to him **or her**.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative George, **House Amendment No. 18** was adopted by the following vote:

AYES: 150

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett

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Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Mr Speaker

NOES: 002

Avery Franz

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 009

Bean	Brown 30	El-Amin	Hunter	Kelly
Smith 118	Spreng	Walsh	Zweifel	

VACANCIES: 001

Representative Ruestman offered **House Amendment No. 19.**

House Amendment No. 19

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 488.5050, Page 60, Line 1, by inserting immediately preceding all of said line the following:

“488.5025. 1. In addition to any other assessment authorized by law, a court may assess a fee of twenty-five dollars on each person who pays a court-ordered judgment, penalty, fine, sanction, or court costs on a time- payment basis, including restitution and juvenile monetary assessments. A time-payment basis shall be any judgment, penalty, fine, sanction, or court cost not paid, in full, within thirty days of the date the court imposed the judgment, penalty fine, sanction, or court cost. Imposition of the time-payment fee shall be in addition to any other enforcement provisions authorized by law.

2. Ten dollars of the time-payment fee collected pursuant to this section shall be payable to the clerk of the court of the county, **or clerk of the court of the municipality**, from which such fee was collected, or to such person as is designated by local circuit court rule as treasurer of said fund, and said fund shall be applied and expended under the direction and order of the court en banc of any such county to be utilized by the court **where such fine is collected** to improve, maintain, and enhance the ability to collect and manage moneys assessed or received by the courts, to improve case processing, enhance court security, preservation of the record, or to improve the administration of justice. Eight dollars of the time-payment fee shall be deposited in the statewide court automation fund pursuant to section 476.055, RSMo. Seven dollars of the time-payment fee shall be paid to the director of revenue, to be deposited to the general revenue fund.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruestman, **House Amendment No. 19** was adopted.

Representative Jones offered **House Amendment No. 20**.

House Amendment No. 20

AMEND House Committee Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 1221, Section 610.105, Page 83, Line 1, by inserting immediately preceding all of said line the following:

“610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines and policies developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Nothing in this exception shall be deemed to close information regarding expenditures, purchases, or contracts made by an agency in implementing these guidelines or policies. When seeking to close information pursuant to this exception, the agency shall affirmatively state in writing that disclosure would impair its ability to protect the safety or health of persons, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records. This exception shall sunset on December 31, 2008;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(d) This exception shall sunset on December 31, 2008;

(20) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open; and

(21) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body

or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body.

(22) Records and documents of and pertaining to internal investigations by a law enforcement agency into matters of fitness and conduct of a law enforcement officer employed by such investigating law enforcement agency used solely in connection with matters relating to the employment of such law enforcement officer, and records and documents pertaining to any determinations or actions relating to an officer's employment status taken in connection with or following such investigations. However, if such records and documents are used or shared by an agency in a criminal investigation involving an officer, provisions regarding incident reports, investigative reports or other documents covered under section 610.100 shall apply.

610.100. 1. As used in sections 610.100 to 610.150, the following words and phrases shall mean:

(1) "Arrest", an actual restraint of the person of the defendant, or by his or her submission to the custody of the officer, under authority of a warrant or otherwise for a criminal violation which results in the issuance of a summons or the person being booked;

(2) "Arrest report", a record of a law enforcement agency of an arrest and of any detention or confinement incident thereto together with the charge therefor;

(3) "Inactive", an investigation in which no further action will be taken by a law enforcement agency or officer for any of the following reasons:

(a) A decision by the law enforcement agency not to pursue the case;

(b) Expiration of the time to file criminal charges pursuant to the applicable statute of limitations, or ten years after the commission of the offense; whichever date earliest occurs;

(c) Finality of the convictions of all persons convicted on the basis of the information contained in the investigative report, by exhaustion of or expiration of all rights of appeal of such persons;

(4) "Incident report", a record of a law enforcement agency consisting of the date, time, specific location, name of the victim and immediate facts and circumstances surrounding the initial report of a crime or incident, including any logs of reported crimes, accidents and complaints maintained by that agency;

(5) "Investigative report", a record, other than an arrest or incident report, prepared by personnel of a law enforcement agency, inquiring into a crime or suspected crime, either in response to an incident report or in response to evidence developed by law enforcement officers in the course of their duties.

(6) Investigative reports and incident reports, or other law enforcement records covered under this section, shall not include any records or documents pertaining to internal investigations by law enforcement agencies into matters of fitness and conduct of law enforcement officers employed by such investigating law enforcement agencies and used solely in connection with such officers' employment, as described in subdivision (22) of section 610.021. However, if such records and documents are used or shared by an agency in a criminal investigation involving an officer, provisions regarding incident reports, investigative reports or other documents covered under this section shall apply.

2. Each law enforcement agency of this state, of any county, and of any municipality shall maintain records of all incidents reported to the agency, investigations and arrests made by such law enforcement agency. All incident reports and arrest reports shall be open records. Notwithstanding any other provision of law other than the provisions of subsections 4, 5 and 6 of this section or section 320.083, RSMo, investigative reports of all law enforcement agencies are closed records until the investigation becomes inactive. If any person is arrested and not charged with an offense against the law within thirty days of the person's arrest, the arrest report shall thereafter be a closed record except that the disposition portion of the record may be accessed and except as provided in section 610.120.

3. Except as provided in subsections 4, 5, 6 and 7 of this section, if any portion of a record or document of a law enforcement officer or agency, other than an arrest report, which would otherwise be open, contains information that is reasonably likely to pose a clear and present danger to the safety of any victim, witness, undercover officer, or other person; or jeopardize a criminal investigation, including records which would disclose the identity of a source wishing to remain confidential or a suspect not in custody; or which would disclose techniques, procedures or guidelines for law enforcement investigations or prosecutions, that portion of the record shall be closed and shall be redacted from any record made available pursuant to this chapter.

4. Any person, including a family member of such person within the first degree of consanguinity if such person is deceased or incompetent, attorney for a person, or insurer of a person involved in any incident or whose property is involved in an incident, may obtain any records closed pursuant to this section or section 610.150 for purposes of investigation of any civil claim or defense, as provided by this subsection. Any individual, his or her family member within the first degree of consanguinity if such individual is deceased or incompetent, his or her attorney or insurer, involved in an incident or whose property is involved in an incident, upon written request, may obtain a complete

unaltered and unedited incident report concerning the incident, and may obtain access to other records closed by a law enforcement agency pursuant to this section. Within thirty days of such request, the agency shall provide the requested material or file a motion pursuant to this subsection with the circuit court having jurisdiction over the law enforcement agency stating that the safety of the victim, witness or other individual cannot be reasonably ensured, or that a criminal investigation is likely to be jeopardized. If, based on such motion, the court finds for the law enforcement agency, the court shall either order the record closed or order such portion of the record that should be closed to be redacted from any record made available pursuant to this subsection.

5. Any person may bring an action pursuant to this section in the circuit court having jurisdiction to authorize disclosure of the information contained in an investigative report of any law enforcement agency, which would otherwise be closed pursuant to this section. The court may order that all or part of the information contained in an investigative report be released to the person bringing the action. In making the determination as to whether information contained in an investigative report shall be disclosed, the court shall consider whether the benefit to the person bringing the action or to the public outweighs any harm to the public, to the law enforcement agency or any of its officers, or to any person identified in the investigative report in regard to the need for law enforcement agencies to effectively investigate and prosecute criminal activity. The investigative report in question may be examined by the court in camera. The court may find that the party seeking disclosure of the investigative report shall bear the reasonable and necessary costs and attorneys' fees of both parties, unless the court finds that the decision of the law enforcement agency not to open the investigative report was substantially unjustified under all relevant circumstances, and in that event, the court may assess such reasonable and necessary costs and attorneys' fees to the law enforcement agency.

6. Any person may apply pursuant to this subsection to the circuit court having jurisdiction for an order requiring a law enforcement agency to open incident reports and arrest reports being unlawfully closed pursuant to this section. If the court finds by a preponderance of the evidence that the law enforcement officer or agency has knowingly violated this section, the officer or agency shall be subject to a civil penalty in an amount up to one thousand dollars. If the court finds that there is a knowing violation of this section, the court may order payment by such officer or agency of all costs and attorneys' fees, as provided by section 610.027. If the court finds by a preponderance of the evidence that the law enforcement officer or agency has purposely violated this section, the officer or agency shall be subject to a civil penalty in an amount up to five thousand dollars and the court shall order payment by such officer or agency of all costs and attorney fees, as provided in section 610.027. The court shall determine the amount of the penalty by taking into account the size of the jurisdiction, the seriousness of the offense, and whether the law enforcement officer or agency has violated this section previously.

7. The victim of an offense as provided in chapter 566, RSMo, may request that his or her identity be kept confidential until a charge relating to such incident is filed.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Jones, **House Amendment No. 20** was adopted.

Speaker Jetton resumed the Chair.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jolly
Jones	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance

Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 046

Aull	Baker 25	Bland	Bogetto	Bowman
Bringer	Brooks	Brown 50	Chappelle-Nadal	Corcoran
Curls	Dake	Darrough	Daus	Donnelly
El-Amin	Fraser	George	Harris 110	Haywood
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meiners	Oxford	Robinson
Rucker	Salva	Schoemehl	Skaggs	Swinger
Villa	Walton	Wildberger	Wright-Jones	Yaeger
Young				

PRESENT: 014

Boykins	Burnett	Casey	Frame	Harris 23
Henke	Meadows	Page	Roorda	Shoemyer
Storch	Wagner	Whorton	Witte	

ABSENT WITH LEAVE: 009

Bean	Brown 30	Cooper 155	Kelly	Smith 118
Spreng	Vogt	Walsh	Zweifel	

VACANCIES: 001

On motion of Representative Lipke, **HCS#2 SCS SB 1221, as amended**, was adopted.

On motion of Representative Lipke, **HCS#2 SCS SB 1221, as amended**, was read the third time and passed by the following vote:

AYES: 143

Avery	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kingery	Kratky	Kraus	Kuessner	Lager

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Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yaeger
Yates	Young	Mr Speaker		

NOES: 008

Brooks	Chappelle-Nadal	El-Amin	Haywood	Hoskins
Hughes	Walton	Wright-Jones		

PRESENT: 000

ABSENT WITH LEAVE: 011

Aull	Bean	Brown 30	Denison	Kelly
Pollock	Smith 118	Spreng	Vogt	Walsh
Zweifel				

VACANCIES: 001

Speaker Jetton declared the bill passed.

HCS SS SCS SB 825, relating to a regional investment district compact, was taken up by Representative Pratt.

Representative Pratt offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 825, Section 70.515, Page 9, Line 268, by deleting the word “**count**” on said line and inserting in lieu thereof the word “**county**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pratt, **House Amendment No. 1** was adopted.

Representative Pratt offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 825, Page 3, Section 70.515, Line 69, by inserting after the word "**elected**" the word "**chief**"; and

Further amend said bill, Page 5, Section 70.515, Line 133, by deleting all of said line and inserting in lieu thereof the following:

"the Eligible Uses set forth in Article VIII of this"; and

Further amend said bill, Page 5, Section 70.515, Line 144, by deleting the word "**reviewed**" and inserting in lieu thereof the word "**renewed**"; and

Further amend said bill, Page 5, Section 70.515, Line 146, by inserting after "**Article IX,**" the word "**Section**"; and

Further amend said bill, Page 5, Section 70.515, Line 149, by deleting all of said line and inserting in lieu thereof the following:

"the date or dates by which the election shall be held"; and

Further amend said bill, Page 6, Section 70.515, Line 175, by deleting all of said line and inserting in lieu thereof the following:

"guidelines shall be consistent with the Program"; and

Further amend said bill, Page 6, Section 70.515, Line 176, by inserting after "**Article IV,**" the word "**Section**"; and

Further amend said bill, Page 6, Section 70.515, Line 180, by deleting all of said line and inserting in lieu thereof the following:

"Committee shall direct to implement the Program Plan developed for an approved"; and

Further amend said bill, Page 7, Section 70.515, Lines 214 and 215, by deleting all of said lines and inserting in lieu thereof the following:

"A Program Plan developed by the Commission shall be available to the public for review and comment in advance of dates set by the Commission for submission"; and

Further amend said bill, Page 8, Section 70.515, Line 237, by inserting after "**District**" the following:

", with such tax to extend no longer than(insert years not to exceed fifteen) years following the first receipt by the county treasurer of revenue from such tax"; and

Further amend said bill, Page 9, Section 70.515, Line 268, by deleting the word "**count**" and inserting in lieu thereof the word "**county**"; and

Further amend said bill, Page 9, Section 70.515, Line 275, by deleting the word "**subject**"; and

Further amend said bill, Page 9, Section 70.515, Line 280, by deleting the word "**section**" and inserting in lieu thereof the word "**Compact**"; and

Further amend said bill, Page 10, Section 70.515, Line 313, by deleting all of said line and inserting in lieu thereof the following:

"subdivisions of the states of Missouri or Kansas and/or local units of government in the"; and

Further amend said bill, Page 10, Section 70.515, Line 322, by deleting the word **"each"** and inserting in lieu thereof the word **"a"**; and

Further amend said bill, Page 11, Section 70.515, Line 358, by deleting the word **"Commissioners"** and inserting in lieu thereof the word **"Commission"**; and

Further amend said bill, Page 12, Section 70.515, Line 373, by deleting the word **"each"** and inserting in lieu thereof the word **"an"**; and

Further amend said bill, Page 13, Section 70.515, Line 406, by deleting all of said line and inserting in lieu thereof the following:

"the Commission, in addition to the sales tax authorized by this Compact, may be raised by the governing bodies of the respective counties by the"; and

Further amend said bill, Page 13, Section 70.515, Line 407, by inserting after **"authorized"** the following:

"by those counties or cities in those counties or"; and

Further amend said bill, Page 15, Section 70.535, Lines 39 and 40, by deleting all of said line and inserting in lieu thereof the following:

"unless renewed by the qualified electors of that county prior to its expiration, or on the date"; and

Further amend said bill, Page 16, Section 70.535, Line 51, by deleting all of said line and inserting in lieu thereof the following:

"4. Notwithstanding the provisions of section 99.845, RSMo, to the"; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Yates offered **House Amendment No. 1 to House Amendment No. 2.**

Representative Skaggs raised a point of order that **House Amendment No. 1 to House Amendment No. 2** is not germane to the underlying amendment.

The Chair ruled the point of order well taken.

On motion of Representative Pratt, **House Amendment No. 2** was adopted.

On motion of Representative Pratt, **HCS SS SCS SB 825, as amended**, was adopted.

On motion of Representative Pratt, **HCS SS SCS SB 825, as amended**, was read the third time and passed by the following vote:

AYES: 146

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Faith
Fares	Fisher	Flook	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Mr Speaker				

NOES: 007

Bringer	Dake	Ervin	Frame	Henke
Roark	Roorda			

PRESENT: 001

Oxford

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	George	Kelly
Spreng	Walsh	Zweifel		

VACANCIES: 001

Speaker Jetton declared the bill passed.

HCS SS SCS SB 590, as amended, with House Amendment No. 4, pending, relating to higher education, was taken up by Representative Kingery.

On motion of Representative Schneider, **House Amendment No. 4** was adopted.

On motion of Representative Kingery, **HCS SS SCS SB 590, as amended**, was adopted.

On motion of Representative Kingery, **HCS SS SCS SB 590, as amended**, was read the third time and passed by the following vote:

AYES: 129

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Dake
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Guest	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Iceet	Jackson	Johnson 47	Johnson 61	Jones
Kingery	Kratky	Kraus	Kuessner	Lager
Lembke	LeVota	Liese	Lipke	Loehner
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Mr Speaker	

NOES: 022

Baker 25	Brooks	Brown 50	Burnett	Chappelle-Nadal
Curls	Darrough	Daus	El-Amin	Frame
Fraser	Harris 23	Johnson 90	Jolly	Lampe
Low 39	Lowe 44	Oxford	Roorda	Schoemehl
Vogt	Young			

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Bowman	Brown 30	Bruns	Dougherty
George	Kelly	Pollock	Spreng	Walsh
Zweifel				

VACANCIES: 001

Speaker Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 120

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Boykins	Bringer
Bruns	Casey	Chinn	Cooper 120	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Dake	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	George	Guest	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Jones	Kingery
Kratky	Kraus	Lager	Lipke	Loehner
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parson
Pearce	Phillips	Portwood	Pratt	Quinn
Rector	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walton	Wasson	Wells
Weter	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Yaeger	Yates	Mr Speaker

NOES: 029

Baker 25	Bland	Brooks	Brown 50	Burnett
Chappelle-Nadal	Curls	Darrough	Daus	El-Amin
Fraser	Harris 23	Harris 110	Haywood	Johnson 90
Jolly	Kuessner	Lampe	LeVota	Liese
Low 39	Oxford	Salva	Schoemehl	Vogt
Whorton	Wildberger	Wright-Jones	Young	

PRESENT: 000

ABSENT WITH LEAVE: 013

Bean	Bowman	Brown 30	Cooper 155	Frame
Kelly	Lembke	Parker	Pollock	Richard
Spreng	Walsh	Zweifel		

VACANCIES: 001

HOUSE RESOLUTION

Representative Dempsey offered House Resolution No. 3505, which was read.

HOUSE RESOLUTION NO. 3505

NOW THEREFORE, BE IT RESOLVED by the House of Representatives, Ninety-third General Assembly, that D. Adam Crumbliss be elected Chief Clerk of the House of Representatives effective July 10, 2006, for the remainder of the Ninety-third General Assembly.

On motion of Representative Dempsey, **HR 3505** was adopted by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brown 50	Bruns	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Iceet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Wagner
Wallace	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bowman	Brooks	Brown 30	Burnett
Chappelle-Nadal	Dougherty	George	Kelly	Richard
Spreng	Vogt	Walsh	Zweifel	

VACANCIES: 001

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HJR 55**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing section 3 of article XIII of the Constitution of Missouri, and adopting one new section in lieu thereof relating to compensation and discipline of public officials.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND House Joint Resolution No. 55, Page 3, Section 3, Line 68, by striking the opening bracket “[“; and

Further amend Line 69, by inserting immediately after the word “by” as it appears the second time in said line the following:

“**a two-thirds majority vote**”; and

Further amend Line 70, by striking the closing bracket “]”.

In which the concurrence of the House is respectfully requested.

SUPPLEMENTAL CALENDAR

MAY 11, 2006

SENATE BILL FOR THIRD READING

HCS SCS SB 1250 - Dusenberg

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Mitch Steevens, Kayla Reynolds, Sadie Dasovich and Andrew Scott.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3533 - Representative Jetton

House Resolution No. 3534

and

House Resolution No. 3535 - Representative Self

House Resolution No. 3536 - Representatives McGhee and Pearce

House Resolution No. 3537 - Representative Aull

House Resolution No. 3538 - Representative El-Amin
 House Resolution No. 3539 - Representative Rector
 House Resolution No. 3540
 through
 House Resolution No. 3553 - Representative Hobbs
 House Resolution No. 3554
 through
 House Resolution No. 3566 - Representative Day
 House Resolution No. 3567 - Representative Dethrow
 House Resolution No. 3568 - Representative George
 House Resolution No. 3569 - Representative Walton

Speaker Pro Tem Bearden assumed the Chair.

BILLS IN CONFERENCE

CCR SCS HCS HBs 1270 & 1027, as amended, relating to ethanol-blended fuel, was taken up by Representative Behnen.

On motion of Representative Behnen, **CCR SCS HCS HBs 1270 & 1027, as amended**, was adopted by the following vote:

AYES: 145

Aull	Avery	Baker 25	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Wagner	Wallace	Walsh	Walton	Wasson

Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 004

Baker 123	Davis	Emery	Lowe 44
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PRESENT: 005

Brooks	Haywood	Oxford	Shoemyer	Witte
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ABSENT WITH LEAVE: 008

Bean	Brown 30	George	Kelly	Marsh
Parker	Spreng	Vogt		

VACANCIES: 001

On motion of Representative Behnen, **CCS SCS HCS HBs 1270 & 1027** was read the third time and passed by the following vote:

AYES: 147

Aull	Avery	Baker 25	Bearden	Behnen
Black	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schoemehl	Self	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 004

Baker 123	Davis	Emery	Lowe 44
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PRESENT: 004

Haywood	Oxford	Shoemyer	Witte
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ABSENT WITH LEAVE: 007

Bean	Bivins	Brown 30	Kelly	Marsh
Schneider	Spreng			

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 590, as amended**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 616, as amended**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 805, as amended**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SS SCS SB 894, as amended**: Senators Nodler, Shields, Rupp, Wilson and Days.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SS SCS SB 904, as amended**: Senators Griesheimer, Klindt, Koster, Wheeler and Coleman.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 1058, as amended**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon, further that the Senate Conferees are allowed to exceed the differences on Chapter 420.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS#2 SCS SB 1221, as amended**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

HCS SS SB 1058, as amended, relating to judicial procedures and personnel, was taken up by Representative Pratt.

Representative Pratt moved that the House refuse to recede from its position on **HCS SS SB 1058, as amended**, and grant the Senate a conference and that the House conferees be allowed to exceed the differences on Chapter 420.

Which motion was adopted.

HCS#2 SCS SB 1221, as amended, relating to crime, was taken up by Representative Lipke.

Representative Lipke moved that the House refuse to recede from its position on **HCS#2 SCS SB 1221, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SCS SB 616, as amended, relating to assisted living facilities, was taken up by Representative Bruns.

Representative Bruns moved that the House refuse to recede from its position on **HCS SCS SB 616, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 805, as amended, relating to taxation, was taken up by Representative Smith (14).

Representative Smith (14) moved that the House refuse to recede from its position on **HCS SB 805, as amended**, and grant the Senate a conference.

Which motion was adopted.

BILLS IN CONFERENCE

CCR SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290, as amended, relating to sexual offenders, was taken up by Representative Lipke.

On motion of Representative Lipke, **CCR SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290, as amended**, was adopted by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal

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Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Kelly	Marsh	Spreng
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VACANCIES: 001

On motion of Representative Lipke, **CCS SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290** was read the third time and passed by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61

Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Kelly	Marsh	Spreng
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VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Ice	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark

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Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Kelly	Marsh	Spreng
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VACANCIES: 001

CCR SS#2 HCS HB 1456, as amended, relating to employment security, was taken up by Representative Roark.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Dake	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Guest	Hobbs	Hunter	Ice	Jackson
Johnson 47	Jones	Kelly	Kingery	Kraus
Lager	Lembke	Lipke	Loehner	May
McGhee	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 059

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Curls	Darrough	Daus

Donnelly	El-Amin	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Storch	Villa
Vogt	Walsh	Walton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 003

Casey	Wagner	Whorton
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ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Spreng	Swinger
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VACANCIES: 001

On motion of Representative Roark, **CCR SS#2 HCS HB 1456, as amended**, was adopted by the following vote:

AYES: 086

Baker 123	Bearden	Behnen	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cunningham 145
Cunningham 86	Dake	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Franz	Guest	Hobbs	Hunter	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Lager	Lipke	Loehner	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates
Mr Speaker				

NOES: 071

Aull	Avery	Baker 25	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Cooper 158	Corcoran
Curls	Darrough	Daus	Donnelly	Dougherty
El-Amin	Flook	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kraus	Kuessner	Lampe	Lembke
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Nolte	Oxford	Page	Parker
Robinson	Roorda	Rucker	Salva	Schoemehl

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Shoemyer	Silvey	Skaggs	Storch	Villa
Vogt	Wagner	Walsh	Walton	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Spreng	Swinger
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VACANCIES: 001

On motion of Representative Roark, **CCS SS#2 HCS HB 1456** was read the third time and passed by the following vote:

AYES: 084

Baker 123	Bearden	Behnen	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cunningham 145
Cunningham 86	Dake	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Franz	Guest	Hobbs	Hunter	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Lager	Lipke	Loehner	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 071

Aull	Avery	Baker 25	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Corcoran	Curls
Darrough	Daus	Donnelly	Dougherty	El-Amin
Flook	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kraus	Kuessner	Lampe	Lembke	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Nolte	Oxford	Page	Parker	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer
Silvey	Skaggs	Storch	Villa	Vogt
Wagner	Walsh	Walton	Weter	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Cooper 158	Marsh	Spreng
Sutherland	Swinger			

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

Representative Cooper (120) assumed the Chair.

CCR SS SCS HCS HB 1306, as amended, relating to state employee benefits, was taken up by Representative Smith (118).

On motion of Representative Smith (118), **CCR SS SCS HCS HB 1306, as amended**, was adopted by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

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NOES: 003

Harris 23 Johnson 90 LeVota

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brooks	Brown 30	Marsh	Spreng
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VACANCIES: 001

On motion of Representative Smith (118), **CCS SS SCS HCS HB 1306** was read the third time and passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 003

Harris 23 Johnson 90 LeVota

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean Brooks Brown 30 Lembke Marsh
Spreng

VACANCIES: 001

Representative Cooper (120) declared the bill passed.

Speaker Jetton resumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 978**, entitled:

An act to amend chapter 42, RSMo, by adding thereto four new sections relating to the Vietnam War medallion program.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS#2 HCS HB 1149**, entitled:

An act to repeal sections 640.100, 644.016, 644.036, 644.051, and 644.054, RSMo, and to enact in lieu thereof eight new sections relating to the regulation of water.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Committee Substitute No. 2 for House Committee Substitute for House Bill No. 1149, Page 1, Section A, Line 4 of said page, by inserting after all of said line the following:

"67.1848. All public water supply districts, sewer districts, and municipalities, including villages, shall have the right to lay, install, construct, repair, and maintain sewer and water lines in public highways, roads, streets, and alleys, subject to the reasonable rules and regulations of governmental bodies having jurisdiction of such public places. Due regard shall be taken for the rights of the public in its use of thoroughfares and equal rights of other utilities thereto.

227.240. 1. The location and removal of all telephone, cable television, and electric light and power transmission lines, poles, wires, and conduits and all pipelines and tramways, erected or constructed, or hereafter to be erected or constructed by any corporation, **municipality, public water supply district, sewer district**, association or persons, within the right-of-way of any state highway, insofar as the public travel and traffic is concerned, and insofar as the same may interfere with the construction or maintenance of any such highway, shall be under the control and supervision of the state highways and transportation commission.

2. A cable television corporation or company shall be permitted to place its lines within the right-of-way of any state highway, consistent with the rules and regulations of the state highways and transportation commission. The state highways and transportation commission shall establish a system for receiving and resolving complaints with respect to cable television lines placed in, or removed from, the right-of-way of a state highway.

3. The commission or some officer selected by the commission shall serve a written notice upon the **entity**, person or corporation owning or maintaining any such lines, poles, wires, conduits, pipelines, or tramways, which notice shall contain a plan or chart indicating the places on the right-of-way at which such lines, poles, wires, conduits, pipelines or tramways may be maintained. The notice shall also state the time when the work of hard surfacing said roads is proposed to commence, and shall further state that a hearing shall be had upon the proposed plan of location and matters incidental thereto, giving the place and date of such hearing. Immediately after such hearing the said owner shall be given a notice of the findings and orders of the commission and shall be given a reasonable time thereafter to comply therewith; provided, however, that the effect of any change ordered by the commission shall not be to remove all or any part of such lines, poles, wires, conduits, pipelines or tramways from the right-of-way of the highway. The removal of the same shall be made at the cost and expense of the owners thereof unless otherwise provided by said commission, and in the event of the failure of such owners to remove the same at the time so determined they may be removed by the state highways and transportation commission, or under its direction, and the cost thereof collected from such owners, and such owners shall not be liable in any way to any person for the placing and maintaining of such lines, poles, wires, conduits, pipelines and tramways at the places prescribed by the commission.

4. The commission is authorized in the name of the state of Missouri to institute and maintain, through the attorney general, such suits and actions as may be necessary to enforce the provisions of this section. Any corporation, association or the officers or agents of such corporations or associations, or any other person who shall erect or maintain any such lines, poles, wires, conduits, pipelines or tramways, within the right-of-way of such roads which are hard-surfaced, which are not in accordance with such orders of the commission, shall be deemed guilty of a misdemeanor."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Committee Substitute No. 2 for House Committee Substitute for House Bill No. 1149, Page 17, Section 644.589, Line 6, by inserting immediately after all of said line the following:

"701.450. 1. For any facility for which construction commences after August 28, 1995, which is constructed as a place of assembly for public amusement including, but not limited to, sports stadiums and arenas, auditoriums and assembly halls, there shall be provided an equal number of water closets for women as there are the number of water closets and urinals provided for men, and there shall be provided an equal number of diaper changing stations for men as there are the number provided for women.

2. Each facility described in subsection 1 of this section constructed or under construction prior to August 28, 1995, shall provide water closets in the same ratio as required in subsection 1 of this section whenever such facility undergoes major structural renovation.

3. As used in subsection 2 of this section, the term "major structural renovation" means any reconstruction, rehabilitation, addition or other improvement which required more than fifty percent of the gross floor area of the existing facility to be rebuilt. The provisions of this act shall only apply to such portions of the building being renovated and not to the entire building.

4. Notwithstanding any other provision of this section to the contrary, if any facility described in subsection 1 of this section located in any city not within a county is constructed in compliance with the requirements of the applicable building and plumbing codes of such city related to the minimum number of water closets that are designated for women, such facility shall not be required to comply with the requirements of subsection 1 of this section until one year following the date of its substantial completion."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1837**, entitled:

An act to repeal sections 374.046, 383.010, 383.035, and 383.105, RSMo, and to enact in lieu thereof eighteen new sections relating to malpractice insurance.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1837, Page 20, Section 383.016, Line 3, by inserting at the end of said line the following:

“**and**”; and

Further amend said bill and section, Page 20, Lines 4 to 8 of said page, by striking said lines and inserting in lieu thereof the following:

“(e) **How such assessments apply to members and former members.**”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SCS SB 616, as amended**: Senators Stouffer, Alter, Ridgeway, Bray and Green.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the conference on **SB 766 with HA 1** has been dissolved and the Senate requests the House recede from its position on **HA 1** to **SB 766** and take up and pass the bill.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SB 805, as amended**: Senators Gross, Crowell, Goodman, Green and Kennedy.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SS SB 1058, as amended**: Senators Loudon, Bartle, Rupp, Wheeler and Dougherty.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS#2 SCS SB 1221, as amended**: Senators Goodman, Crowell, Bartle, Green and Callahan.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like Committees from the Senate on the following bills:

HCS SS SB 1058: Representatives Pratt, Flook, Yates, Johnson (90) and Burnett

HCS#2 SCS SB 1221: Representatives Lipke, Bruns, Jones, Roorda and Wright-Jones

Representative Icet assumed the Chair.

Speaker Jetton resumed the Chair.

BILLS IN CONFERENCE

CCR SS HCS HB 1900, as amended, relating to campaign finance, was taken up by Representative Dempsey.

Representative Dempsey moved that **CCR SS HCS HB 1900, as amended**, be adopted.

Representative Skaggs made a substitute motion that the House refuse to adopt **CCR SS HCS HB 1900, as amended**, and request the Senate to grant the House a further conference for the purpose of adopting **Senate Amendment No. 5** to **SS HCS HB 1900, as amended**.

Representative Pratt raised a point of order that the substitute motion on **CCR SS HCS HB 1900, as amended**, is a negative motion and is in violation of the Rules of the House.

The Chair ruled the point of order not well taken.

Representative Skaggs again moved that the House refuse to adopt **CCR SS HCS HB 1900** and request the Senate to grant further conference for the purpose of adopting **Senate Amendment No. 5** to **SS HCS HB 1900**.

Which motion was defeated by the following vote:

AYES: 065

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Oxford	Page	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer
Skaggs	Storch	Swinger	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

NOES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves

Nolte	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Marsh	Parker	Spreng
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VACANCIES: 001

Representatives Nieves assumed the Chair.

Representative Self moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Icet	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 064

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows

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Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	El-Amin	Marsh	Spreng
Wasson				

VACANCIES: 001

On motion of Representative Dempsey, **CCR SS HCS HB 1900, as amended**, was adopted by the following vote:

AYES: 088

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hoskins
Hubbard	Hunter	Icet	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	May	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 065

Aull	Baker 25	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Burnett	Casey
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	Dougherty	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kuessner	Lampe	LeVota	Liese	Loehner
Low 39	Lowe 44	McGhee	Meadows	Meiners
Oxford	Page	Robinson	Roorda	Rucker
Salva	Sander	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 002

Davis Nolte

ABSENT WITH LEAVE: 007

Bean Bowman Brown 30 El-Amin Marsh
Spreng Wasson

VACANCIES: 001

On motion of Representative Dempsey, **CCS SS HCS HB 1900** was read the third time and passed by the following vote:

AYES: 088

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	May	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 067

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Davis	Donnelly	Dougherty
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Loehner	Low 39	Lowe 44	McGhee
Meadows	Meiners	Oxford	Page	Robinson
Roorda	Rucker	Salva	Sander	Schoemehl
Shoemyer	Skaggs	Storch	Swinger	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

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PRESENT: 001

Nolte

ABSENT WITH LEAVE: 006

Bean
Wasson

Brown 30

El-Amin

Marsh

Spreng

VACANCIES: 001

Representative Nieves declared the bill passed.

Speaker Jetton resumed the Chair.

On motion of Representative Dempsey, the House recessed until 7:00 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Bearden.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3570

through

House Resolution No. 3573 - Representative Loehner

House Resolution No. 3574

through

House Resolution No. 3578 - Representative Avery

House Resolution No. 3579 - Representatives Roorda and Meadows

House Resolution No. 3580 - Representative Jones

House Resolution No. 3581

and

House Resolution No. 3582 - Representative Bogetto

House Resolution No. 3583 - Representatives Wilson (130) and Ruestman

House Resolution No. 3584 - Representative Brown (50), et al.

House Resolution No. 3585 - Representatives Lampe and Swinger

House Resolution No. 3586 - Representative Weter

House Resolution No. 3587 - Representative Schneider

House Resolution No. 3588 - Representative Roorda

House Resolution No. 3589 - Representative Jetton

House Resolution No. 3590 - Representative St. Onge

House Resolution No. 3591

and

House Resolution No. 3592 - Representative Wilson (119)

House Resolution No. 3593 - Representative Harris (110)

House Resolution No. 3594 - Representative Hunter

House Resolution No. 3595 - Representative Johnson (61)

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SB 894**, as **amended**, and has taken up and passed **CCS HCS SS SCS SB 894**.

THIRD READING OF SENATE BILL

HCS SCS SB 915, relating to the green power initiative, was taken up by Representative Rector.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Robb	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 055

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Curls	Dake	Darrough	Daus
Donnelly	Fraser	George	Harris 23	Harris 110
Haywood	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Meiners	Oxford
Page	Robinson	Roorda	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Storch	Swinger
Villa	Vogt	Walsh	Walton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

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PRESENT: 006

Casey	Dougherty	Frame	Henke	Meadows
Whorton				

ABSENT WITH LEAVE: 011

Bean	Brown 30	Corcoran	Dixon	El-Amin
Lowe 44	Marsh	Roark	Spreng	Wagner
Wasson				

VACANCIES: 001

On motion of Representative Rector, **HCS SCS SB 915** was adopted.

On motion of Representative Rector, **HCS SCS SB 915** was read the third time and passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wallace	Walsh	Walton	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 002

Harris 110	Salva
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PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Corcoran	Dixon	El-Amin
Lembke	Marsh	Spreng	Wagner	Wasson

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

Speaker Jetton resumed the Chair.

BILL CARRYING REQUEST MESSAGE

HCS SS SCS SB 590, as amended, relating to higher education, was taken up by Representative Kingery.

Representative Kingery moved that the House refuse to recede from its position on **HCS SS SCS SB 590, as amended**, and grant the Senate a conference.

Representative Pearce made a substitute motion that the House refuse to recede from its position on **HCS SS SCS SB 590, as amended**, and grant the Senate a conference and the House conferees be allowed to exceed the differences on Section 160.730.

Representative Bearden offered **House Amendment No. 1** to the substitute motion.

House Amendment No. 1 to the substitute motion was withdrawn.

The substitute motion was withdrawn.

Representative Bearden made a substitute motion that the House refuse to recede from its position on **HCS SS SCS SB 590, as amended**, and grant the Senate a conference and the House conferees be allowed to exceed the differences.

Which motion was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hubbard	Hunter	Ice	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Loehner	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn

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Rector	Richard	Roark	Robb	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Mr Speaker			

NOES: 062

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meadows	Meiners
Oxford	Page	Robinson	Roorda	Rucker
Salva	Schoemehl	Shoemyer	Skaggs	Storch
Swinger	Villa	Vogt	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	El-Amin	Marsh	Spreng
Stevenson	Wagner	Wasson		

VACANCIES: 001

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like Committees from the Senate on the following bills:

HCS SS SCS SB 590: Representatives Kingery, Bearden, Pearce, Zweifel and Bringer

HCS SCS SB 616: Representatives Bruns, Wright (137), Sutherland, Dake and Page

Representative St. Onge assumed the Chair.

THIRD READING OF SENATE BILLS - CONSENT

SB 881, relating to a conveyance in St. Francois County, was taken up by Representative Robinson.

On motion of Representative Robinson, **SB 881** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wallace	Walsh
Walton	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	El-Amin	Ice	Marsh
Portwood	Spreng	Stevenson	Wagner	Wasson

VACANCIES: 001

Representative St. Onge declared the bill passed.

SCS SB 870, relating to transfer of appropriation payments, was taken up by Representative Cooper (158).

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On motion of Representative Cooper (158), **SCS SB 870** was truly agreed to and finally passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wallace	Walsh	Walton	Wells
Weter	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 003

Haywood	Roark	Whorton
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PRESENT: 001

Brooks

ABSENT WITH LEAVE: 009

Bean	Boykins	Brown 30	El-Amin	Icet
Marsh	Spreng	Wagner	Wasson	

VACANCIES: 001

Representative St. Onge declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 135

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 110	Hobbs	Hoskins	Hubbard
Ice	Jackson	Johnson 47	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Robinson	Roorda
Rucker	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Silvey	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Walsh
Walton	Wells	Weter	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 018

Bowman	Brooks	Chappelle-Nadal	Frame	Harris 23
Haywood	Henke	Hughes	Hunter	Johnson 61
LeVota	Roark	Salva	Shoemyer	Skaggs
Wallace	Whorton	Wright-Jones		

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Chinn	El-Amin	Marsh
Spreng	Stevenson	Wagner	Wasson	

VACANCIES: 001

SB 919, relating to concealed weapons, was taken up by Representative Rector.

On motion of Representative Rector, **SB 919** was truly agreed to and finally passed by the following vote:

AYES: 139

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Dake	Darrough
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Wells	Weter	Whorton	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yates	Young	Zweifel	Mr Speaker	

NOES: 008

Bowman	Curls	Daus	Salva	Schoemehl
Wildberger	Wright-Jones	Yaeger		

PRESENT: 005

Bogetto	Jolly	Lowe 44	Oxford	Walton
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ABSENT WITH LEAVE: 010

Bean	Brown 30	Cooper 120	El-Amin	Marsh
Parker	Spreng	Stevenson	Wagner	Wasson

VACANCIES: 001

Representative St. Onge declared the bill passed.

HOUSE CONCURRENT RESOLUTION

HCS HCR 34, relating to hand fishing, was taken up by Representative Myers.

On motion of Representative Myers, **HCS HCR 34** was adopted.

On motion of Representative Myers, **HCR 34, as amended by the HCS**, was adopted.

THIRD READING OF SENATE BILLS - CONSENT

SB 931, relating to transportation development districts, was taken up by Representative Parson.

On motion of Representative Parson, **SB 931** was truly agreed to and finally passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Richard	Roark
Robb	Robinson	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 003

Darrough	Frame	Roorda
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PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Burnett	El-Amin	Kratky
Marsh	Rector	Spreng	Wagner	Wasson

VACANCIES: 001

Representative St. Onge declared the bill passed.

SB 964, relating to the Assistant Adjutants General, was taken up by Representative Jackson.

On motion of Representative Jackson, **SB 964** was truly agreed to and finally passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	El-Amin	Lowe 44	Marsh
Spreng	Wagner	Wasson		

VACANCIES: 001

Representative St. Onge declared the bill passed.

Representative Icet resumed the Chair.

SENATE CONCURRENT RESOLUTION

HCS SCR 31, relating to the national animal identification system, was taken up by Representative Dethrow.

On motion of Representative Dethrow, **HCS SCR 31** was adopted.

On motion of Representative Dethrow, **SCR 31, as amended by the HCS**, was adopted by the following vote:

AYES: 143

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Burnett	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Iceet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	May	McGhee
Meadows	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wallace	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Zweifel	Mr Speaker		

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NOES: 003

Darrough	Daus	Hughes
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PRESENT: 001

Brooks

ABSENT WITH LEAVE: 015

Bean	Brown 30	Chappelle-Nadal	Dougherty	El-Amin
Kratky	Lowe 44	Marsh	Meiners	Page
Spreng	Wagner	Walsh	Wasson	Young

VACANCIES: 001

THIRD READING OF SENATE BILLS

SB 990, as amended, relating to memorial highways, was taken up by Representative Bruns.

On motion of Representative Bruns, **SB 990, as amended**, was read the third time and passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Icet	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walton	Wells	Weter	Whorton	Wildberger

Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Chappelle-Nadal	Dougherty	El-Amin
Marsh	Spreng	Wagner	Walsh	Wasson

VACANCIES: 001

Representative Icet declared the bill passed.

SCS#2 SB 1003, relating to conveyances of property, was taken up by Representative Bruns.

On motion of Representative Bruns, **SCS#2 SB 1003** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walton	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

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NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Dougherty	El-Amin	Marsh
Page	Spreng	Wagner	Walsh	Wasson

VACANCIES: 001

Representative Icet declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walton	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Dougherty	El-Amin	Marsh
Spreng	Stevenson	Wagner	Walsh	Wasson

VACANCIES: 001

Representative Corcoran assumed the Chair.

SB 1057, relating to liens by health care professionals, was taken up by Representative Behnen.

On motion of Representative Behnen, **SB 1057** was truly agreed to and finally passed by the following vote:

AYES: 136

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brown 50	Bruns	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	Liese	Lipke	Loehner
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Myers	Nance	Nieves	Nolte
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Smith 14	Smith 118	Smith 150
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Wells	Weter	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 014

Bringer	Brooks	Burnett	Flook	Frame
Hughes	LeVota	Low 39	Lowe 44	Oxford
Shoemyer	Silvey	Skaggs	Whorton	

PRESENT: 000

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ABSENT WITH LEAVE: 012

Bean	Brown 30	Dougherty	El-Amin	Kingery
Marsh	Muschany	Spreng	Stevenson	Wagner
Wasson	Wright 137			

VACANCIES: 001

Representative Corcoran declared the bill passed.

Speaker Jetton resumed the Chair.

SCS SB 1059, relating to a memorial highway, was taken up by Representative Roorda.

On motion of Representative Roorda, **SCS SB 1059** was truly agreed to and finally passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Donnelly	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wallace	Walsh	Walton
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Bean	Brown 30	Dixon	Dougherty	El-Amin
Marsh	Parker	Robinson	Spreng	Wagner
Wasson	Wright 137			

VACANCIES: 001

Speaker Jetton declared the bill passed.

SCS SB 1060, relating to tax return contribution designations, was taken up by Representative Jackson.

On motion of Representative Jackson, **SCS SB 1060** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

1874 *Journal of the House*

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Dougherty	El-Amin	Marsh
Ruestman	Spreng	Wagner	Wasson	Wright 137

VACANCIES: 001

Speaker Jetton declared the bill passed.

SB 1139, relating to a memorial highway, was taken up by Representative Yaeger.

On motion of Representative Yaeger, **SB 1139** was truly agreed to and finally passed by the following vote:

AYES: 153

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Dougherty	El-Amin	Marsh
Spreng	Wagner	Wasson	Wright 137	

VACANCIES: 001

Speaker Jetton declared the bill passed.

SB 1197, relating to donating blood, was taken up by Representative Viebrock.

On motion of Representative Viebrock, **SB 1197** was truly agreed to and finally passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curis	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wallace	Walsh	Walton
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

1876 *Journal of the House*

ABSENT WITH LEAVE: 012

Bean	Brown 30	Corcoran	Dougherty	El-Amin
Marsh	Page	Sander	Spreng	Wagner
Wasson	Wright 137			

VACANCIES: 001

Speaker Jetton declared the bill passed.

SB 1146, relating to administrative procedure and review, was taken up by Representative Pratt.

On motion of Representative Pratt, **SB 1146** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Donnelly	Dougherty	El-Amin
Marsh	Spreng	Wagner	Wasson	Wright 137

VACANCIES: 001

Speaker Jetton declared the bill passed.

SB 1216, relating to travel clubs, was taken up by Representative Richard.

On motion of Representative Richard, **SB 1216** was truly agreed to and finally passed by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenbery	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wallace
Walsh	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 001

Low 39

PRESENT: 000

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ABSENT WITH LEAVE: 009

Bean	Brown 30	Dougherty	El-Amin	Marsh
Spreng	Wagner	Wasson	Wright 137	

VACANCIES: 001

Speaker Jetton declared the bill passed.

SB 1208, relating to articles of incorporation, was taken up by Representative Pratt.

On motion of Representative Pratt, **SB 1208** was truly agreed to and finally passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wallace	Walsh	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 004

Darrough	Kuessner	Silvey	Skaggs
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PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Brown 30	Dougherty	El-Amin	Marsh
Rector	Spreng	Wagner	Wasson	Wright 137

VACANCIES: 001

Speaker Jetton declared the bill passed.

Representative Hobbs assumed the Chair.

HCS SB 712, relating to conveyances of property, was taken up by Representative Bruns.

HCS SB 712 was laid over.

THIRD READING OF SENATE JOINT RESOLUTION

SJR 26, relating to veterans service organizations, was taken up by Representative Jackson.

On motion of Representative Jackson, **SJR 26** was truly agreed to and finally passed by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schad	Scharnhorst	Schlottach	Schneider
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wallace	Walsh	Walton	Wells

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Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 012

Bean	Brown 30	Dougherty	El-Amin	Lowe 44
Marsh	Schaaf	Schoemehl	Spreng	Vogt
Wagner	Wasson			

VACANCIES: 001

Representative Hobbs declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HBs 1270 & 1027, as amended**, and has taken up and passed **CCS SCS HCS HBs 1270 & 1027**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1485**, entitled:

An act to repeal sections 135.327 and 135.333, RSMo, and to enact in lieu thereof three new sections relating to tax credits for contributions to centers providing social services.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290, as amended**, and has taken up and passed **CCS SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS HCS HB 1900, as amended**, and has taken up and passed **CCS SS HCS HB 1900**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SS SCS SB 590, as amended**, and that the Senate conferees are allowed to exceed the differences: Senators Nodler, Shields, Mayer, Wilson and Days.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SB 825, as amended**, and has taken up and passed **HCS SS SCS SB 825, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 915**, and requests the House recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 1023, as amended**, and has taken up and passed **HCS SB 1023, as amended**.

BILL CARRYING REQUEST MESSAGE

HCS SCS SB 915, relating to the green power initiative, was taken up by Representative Rector.

Representative Rector moved that the House refuse to recede from its position on **HCS SCS SB 915** and grant the Senate a conference.

Which motion was adopted.

Speaker Jetton resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like Committee from the Senate on the following bill:

HCS SCS SB 915: Representatives Rector, Emery, Schad, Darrough and Harris (110)

CONFERENCE COMMITTEE REPORT ON HOUSE COMMITTEE SUBSTITUTE FOR SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 894

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, with House Amendment Nos. 1, 2 and 4, House Amendment Nos. 1 and 2 to House Amendment No. 5, and House Amendment No. 5, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 894;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 894, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Gary Nodler
/s/ Scott Rupp
/s/ Charlie Shields
/s/ Rita Heard Days
/s/ Yvonne Wilson

FOR THE HOUSE:

/s/ Scott Muschany
/s/ Carl Bearden
/s/ Jane Cunningham
/s/ Joe Aull
/s/ Michael Corcoran

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 696**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 696, with House Amendment Nos. 1, 2, 3, 4, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, and 24, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 696, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 696;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 696, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Gary Nodler
/s/ John E. Griesheimer

FOR THE HOUSE:

/s/ Tim Flook
/s/ Ronald Richard

/s/ Jack A. L. Goodman
/s/ Timothy Green
/s/ Charles Wheeler

/s/ David Pearce
/s/ John L. Bowman
/s/ Fred Kratky

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 904**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 904, with House Amendment No. 1 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment Nos. 4 and 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 904, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 904;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 904, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ David Klindt
/s/ Chris Koster
/s/ Maida J. Coleman
/s/ Charles Wheeler

FOR THE HOUSE:

/s/ James W. Lembke
/s/ Nathan Cooper
/s/ John Quinn
/s/ Gina Walsh

RECESS

Representative Dempsey moved that the House stand in recess until the Conference Committee Reports on **HCS SS SCS SB 590, as amended** and **HCS SCS SB 915** have been distributed, or 1:30 a.m., whichever is first, and then stand adjourned until 9:00 a.m., Friday, May 12, 2006.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to adopt the **CCR on SS#2 SCS HCS HB 1456, as amended**, and request the House grant a further conference.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed Senator Cauthorn to replace Senator Shields on the Conference Committee for **HCS SS SCS SB 590, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like Committee from the House on **HCS SCS SB 915**: Senators Koster, Klindt, Cauthorn, Wilson and Dougherty.

CONFERENCE COMMITTEE REPORT ON HOUSE COMMITTEE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 616

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, with House Amendment Nos. 1, 2, 3, 4, House Amendment No. 1 to House Amendment No. 5, and House Amendment No. 5, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 616;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 616 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Bill Stouffer
/s/ Bill Alter
/s/ Luann Ridgeway
/s/ Joan Bray

FOR THE HOUSE:

/s/ Mark Bruns
/s/ Mike Sutherland
/s/ Charles Dake
/s/ Sam Page

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 915**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 915 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 915;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 915;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 915, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Chris Koster
/s/ John Cauthorn
/s/ David Klindt
/s/ Patrick Dougherty
/s/ Yvonne Wilson

FOR THE HOUSE:

/s/ Rex Rector
/s/ Rodney Schad
/s/ Ed Emery

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 1221**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1221, with House Amendment Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 18, 19, and 20, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1221, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 1221;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1221 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Jack A.L. Goodman
/s/ Jason Crowell
/s/ Matt Bartle
/s/ Timothy P. Green
/s/ Victor Callahan

FOR THE HOUSE:

/s/ Scott A. Lipke
/s/ Mark Bruns
/s/ Kenneth Jones
/s/ Jeff Roorda

ADJOURNMENT

Pursuant to the motion of Representative Dempsey, the House adjourned until 9:00 a.m., Friday, May 12, 2006.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Therese Sander, District 22, hereby state and affirm that my vote as recorded on the motion to truly agree to and finally pass SB 1197 as recorded in the House Journal for Thursday, May 11, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 11th day of May 2006.

/s/ Therese Sander
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 11th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

COMMITTEE MEETING

FISCAL REVIEW

Friday, May 12, 2006, 8:00 a.m. Hearing Room 4.

Any bills or matters referred to the Fiscal Review Committee.

Executive session may follow.

HOUSE CALENDAR

SEVENTY-THIRD DAY, FRIDAY, MAY 12, 2006

HOUSE JOINT RESOLUTIONS FOR PERFECTION

- 1 HJR 40 - Avery
- 2 HJR 44 - Whorton
- 3 HCS HJR 48 - Bearden
- 4 HCS HJR 31 - Cunningham (86)

HOUSE BILLS FOR PERFECTION

- 1 HCS HB 1151 - Cunningham (86)
- 2 HCS HB 974 - Davis
- 3 HB 1498 - Dethrow (4 hours debate on Perfection)
- 4 HB 1071 - Phillips
- 5 HCS HBs 1378, 1379, 1391 & 1541 - St. Onge
- 6 HCS HB 1487 - Parker
- 7 HCS HB 1726 - Johnson (47)
- 8 HCS HB 1155 - Yates
- 9 HCS HB 1194 - Cunningham (86)
- 10 HCS HB 1162 - Deeken
- 11 HB 1412 - Portwood
- 12 HCS HB 1928 - Ervin
- 13 HCS HB 1939 - Hunter
- 14 HCS HB 1607 - Schneider
- 15 HCS HB 1761 - Loehner
- 16 HB 1975 - Cunningham (145)
- 17 HB 1560 - Bearden
- 18 HB 1642 - Cunningham (145)
- 19 HB 1704, as amended - St. Onge
- 20 HCS HB 1749 - Cooper (120)
- 21 HB 2038 - Moore
- 22 HCS HBs 1651 & 1608 - Yates
- 23 HB 2111 - Hubbard
- 24 HCS HB 1868 - Faith
- 25 HCS HB 2040 - Richard
- 26 HB 1537 - Schaaf
- 27 HCS HB 2047 - Johnson (47)
- 28 HCS#2 HBs 2008, 1218 & 1062 - Muschany
- 29 HB 1946 - El-Amin
- 30 HB 1184 - Stevenson
- 31 HCS HBs 1340, 1549, 1918 & 1998 - Schlottach
- 32 HCS HB 1968 - Zweifel
- 33 HCS HB 1147 - Bivins
- 34 HCS HB 1465 - Hunter

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- 35 HCS HB 1600 - Viebrock
- 36 HCS HB 1730 - Schlottach
- 37 HCS HB 1089 - Schaaf
- 38 HCS HB 1751 - Munzlinger
- 39 HCS HBs 1273 & 1136 - Baker (123)
- 40 HCS HB 1327 - Schaaf
- 41 HB 1853 - Bland
- 42 HCS HB 2016 - Schlottach

HOUSE BILL FOR PERFECTION - INFORMAL

HCS HB 1783 & 1479 - Bearden

(3 hours debate on Perfection)

HOUSE CONCURRENT RESOLUTIONS

- 1 HCR 30, (3-29-06, Pages 753-754) - Wilson (130)
- 2 HCS HCR 33, (4-18-06, Page 1108) - Dethrow
- 3 HCR 40, (4-13-06, Pages 1072-1073) - Ervin
- 4 HCR 26, (4-19-06, Pages 1141-1142) - Dixon
- 5 HCR 36, (4-19-06, Pages 1144-1145) - Hunter
- 6 HCR 49, (4-27-06, Pages 1316-1317) - Emery

SENATE BILLS FOR THIRD READING - CONSENT

- 1 HCS SB 712, E.C. - Bruns
- 2 SB 1085 - Cooper (155)

SENATE BILLS FOR THIRD READING

- 1 HCS SCS SB 878 - Stevenson
- 2 HCS SCS SB 1048 - Schaaf
- 3 HCS SB 629, as amended, HA 3, pending - Faith
- 4 HCS SB 697 - St. Onge
- 5 SB 726 - May
- 6 SB 779 - Harris (110)
- 7 HCS SB 908 - St. Onge
- 8 HCS SCS SB 1064 - St. Onge
- 9 HCS SB 735 - Pratt
- 10 SB 1101 - Schlottach
- 11 HCS SCS SB 1175 - Nance
- 12 HCS SS SCS SBs 613, 1030 & 899, E.C. - Cooper (120)
- 13 HCS SB 951 - Nance
- 14 SB 643 - Smith (118)
- 15 HCS SCS SB 925 - Bivins
- 16 HCS SB 884 - Johnson (47)
- 17 HCS SB 965 - Threlkeld
- 18 HCS SCS SB 968 - Walsh

- 19 SS SCS SB 718 - Pearce
- 20 HCS SB 780 - Rector
- 21 HCS SS SCS SB 882 - Cooper (120)
- 22 SB 938 - St. Onge
- 23 SCS SB 1081 - Bivins
- 24 SS SCS SB 1236 - Tilley
- 25 HCS SCS SB 646, E.C. - Schlottach
- 26 HCS SCS SB 746 - Whorton
- 27 HCS SS SCS SB 969 - St. Onge
- 28 HCS SS SCS SB 1229 - Dixon
- 29 HCS SS SCS SB 976, E.C. - Robb
- 30 SCS SB 1222 - Wasson
- 31 SCS SBs 1239 & 1091 - Sater
- 32 HCS SB 689 - May
- 33 HCS SS SCS SB 953 - Dempsey
- 34 HCS SB 770 - Lipke
- 35 HCS SB 873 - Lipke
- 36 HCS SB 1037 - Rector
- 37 SCS SB 1140 - Sutherland
- 38 HCS SCS SBs 567 & 792 - Schaaf
- 39 HCS SS SCS SB 895 - Wilson (130)
- 40 HCS SCS SBs 1185, 1163, 1174, 1200 & 1225, (Fiscal Review 5-10-06), E.C. - Lipke
- 41 HCS SCS SBs 905 & 910 - Yates
- 42 HCS SCS SB 961 - St. Onge
- 43 SCS SBs 1031 & 846 - Schlottach
- 44 HCS SS SCS SB 1041 - Weter
- 45 HCS SS SCS SBs 1210, 1244 & 844 - Pratt
- 46 HCS SB 977 - Jones

SENATE CONCURRENT RESOLUTION FOR THIRD READING

SCS SCR 24, (4-13-06, Pages 1078-1079) - Ruestman

HOUSE BILLS WITH SENATE AMENDMENTS

- 1 HB 998, SPA 1 - Smith (118)
- 2 SS SCS HCS HB 1026, E.C. - Rucker
- 3 SCS HCS HB 1380 - St. Onge
- 4 SS SCS HCS HB 1168 - Tilley
- 5 SCS HCS HB 1367, as amended - Hobbs
- 6 SS#2 HB 1320 - Lipke
- 7 HJR 55, SA 1 - Lipke
- 8 SS SCS HCS HB 1837, as amended - Yates
- 9 SCS#2 HCS HB 1149, as amended - Bivins
- 10 SCS HCS HB 978 - Smith (14)
- 11 SCS HCS HB 1485 - Icet

BILLS CARRYING REQUEST MESSAGES

- 1 CCS SCS HB 1865, as amended
(request House recede/take up and pass bill or grant further conference) - Bearden
- 2 SB 818, as amended
(request House recede on HA 2, as amended/take up and pass bill) - Smith (118)
- 3 SB 766, HA 1
(request House recede/take up and pass bill) - Bruns
- 4 CCS SS#2 SCS HCS HB 1456
(Senate refuses to adopt CCR/House grant Senate further conference) - Roark

BILLS IN CONFERENCE

- 1 CCR HCS SCS SBs 1001, 896 & 761, as amended, E.C. - St. Onge
- 2 CCR#2 HCS SCS SB 932 - Wilson (119)
- 3 HCS SCS SB 773, as amended - Fisher
- 4 CCR HCS SCS SB 666, as amended - Bruns
- 5 CCS SCS HCS HB 1022, as amended - Icet
- 6 CCR#2 HCS SS#2 SCS SBs 1014 & 730, as amended, E.C. - Stevenson
- 7 CCR HCS SCS SB 756 - Behnen
- 8 CCR HCS SB 1017, as amended - Loehner
- 9 CCR HCS SS SB 696, as amended - Flook
- 10 HCS SS SCS SB 832, as amended - Johnson (47)
- 11 CCR HCS SS SCS SB 904, as amended - Lembke
- 12 CCR HCS SS SCS SB 894, as amended, E.C. - Muschany
- 13 HCS SS SB 1058, as amended - Pratt
- 14 CCR HCS#2 SCS SB 1221, as amended - Lipke
- 15 CCR HCS SCS SB 616, as amended - Bruns
- 16 HCS SB 805, as amended, E.C. - Smith (14)
- 17 HCS SS SCS SB 590, as amended, E.C. - Kingery
- 18 CCR HCS SCS SB 915 - Rector

SENATE CONCURRENT RESOLUTIONS

- 1 SCS SCR 21, (1-24-06, Pages 115-116) - Ervin
- 2 SCS SCR 25, (2-16-06, Pages 273-274) - Dixon
- 3 SCR 27, (3-16-06, Pages 631-632) - Cooper (158)
- 4 SCR 29, (4-13-06, Pages 1081-1082) - Moore

HOUSE RESOLUTIONS

- 1 HCS HR 1131, (4-13-06, Pages 1074-1075) - Hughes
- 2 HR 558, (4-27-06, Pages 1317-1318) - Walton
- 3 HCS HR 2295, (5-02-06, Pages 1428-1429) - Emery

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SEVENTY-THIRD DAY, FRIDAY, MAY 12, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Reverend Kent Parson, Elkton Baptist Church, Flemington, Missouri.

Our Heavenly Father, thank You for the opportunity to live in so great a land and among this wonderful people. Thank You for the blessings You provide each day, which we so often take for granted.

As this body completes their work for another session, may they continue to rely upon You for their leadership. May each be blessed and feel a sense of pride in their accomplishments and a determination to press onward toward future achievements in those areas where they may feel they have fallen short. Help each of these ladies and gentlemen to be humble in their victories and gracious in their defeats.

Continue to bless the men and women of this astute body with Your holy presence and guide them as they make the decisions which are before them today. Grant that each of these leaders of the great State of Missouri may be endowed with the wisdom of a Solomon; the leadership abilities of a Moses; the heart of a David; the strength of a Sampson; the perception of a Daniel; the dedication and commitment of a Paul; and most importantly; may they demonstrate love of their fellow-man as did Jesus Christ.

We ask these blessings in the name of Thy Son, and our Savior, Jesus Christ. Amen and Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the seventy-second day was approved as corrected.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 3596 - Representative Deeken
House Resolution No. 3597 - Representatives Cunningham (145) and Pollock
House Resolution No. 3598
through
House Resolution No. 3601 - Representative Cunningham (145)
House Resolution No. 3602 - Representative Kelly
House Resolution No. 3603 - Representative Cunningham (86)
House Resolution No. 3604 - Representative Corcoran
House Resolution No. 3605 - Representative Wright (137)
House Resolution No. 3606 - Representative Kratky
House Resolution No. 3607
and
House Resolution No. 3608 - Representative Cooper (158)

House Resolution No. 3609	
through	
House Resolution No. 3612	- Representative Deeken
House Resolution No. 3613	- Representative Wilson (130)
House Resolution No. 3614	- Representative Wood
House Resolution No. 3615	- Representative Fisher
House Resolution No. 3616	- Representative Wilson (119)
House Resolution No. 3617	- Representative Rector
House Resolution No. 3618	
and	
House Resolution No. 3619	- Representative Wildberger
House Resolution No. 3620	- Representative Swinger
House Resolution No. 3621	- Representative Wilson (130)
House Resolution No. 3622	
through	
House Resolution No. 3635	- Representative Hobbs
House Resolution No. 3636	
and	
House Resolution No. 3637	- Representative Bruns
House Resolution No. 3638	- Representative Dixon
House Resolution No. 3639	- Representative Moore
House Resolution No. 3640	- Representative Rector
House Resolution No. 3641	
through	
House Resolution No. 3644	- Representative Bringer
House Resolution No. 3645	
through	
House Resolution No. 3672	- Representative Schad
House Resolution No. 3673	- Representative Bland
House Resolution No. 3674	- Representative Cunningham (145)
House Resolution No. 3675	
and	
House Resolution No. 3676	- Representative Ervin
House Resolution No. 3677	
through	
House Resolution No. 3679	- Representative Dusenber
House Resolution No. 3680	
and	
House Resolution No. 3681	- Representative Threlkeld
House Resolution No. 3682	
through	
House Resolution No. 3684	- Representative Wright-Jones
House Resolution No. 3685	- Representative Cunningham (145)
House Resolution No. 3686	- Representative Cooper (155)
House Resolution No. 3687	
and	
House Resolution No. 3688	- Representative Schaaf

House Resolution No. 3689
 through
 House Resolution No. 3691 - Representative Aull
 House Resolution No. 3692
 and
 House Resolution No. 3693 - Representative Oxford
 House Resolution No. 3694 - Representative Cunningham (145)
 House Resolution No. 3695
 and
 House Resolution No. 3696 - Representative Wasson
 House Resolution No. 3697 - Representative Dusenberg
 House Resolution No. 3698 - Representative Wilson (130)

Representative Behnen assumed the Chair.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 1229, relating to a tax credit for children in crisis, was taken up by Representative Dixon.

On motion of Representative Dixon, **HCS SS SCS SB 1229** was adopted.

On motion of Representative Dixon, **HCS SS SCS SB 1229** was read the third time and passed by the following vote:

AYES: 148

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Boykins
Bringer	Brown 50	Bruns	Burnett	Casey
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld

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Tilley	Viebrock	Villa	Wagner	Wallace
Walsh	Walton	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel	Mr Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 014

Bean	Bland	Bowman	Brooks	Brown 30
Davis	El-Amin	Haywood	Hunter	Kelly
Parker	Spreng	Vogt	Wasson	

VACANCIES: 001

Representative Behnen declared the bill passed.

Speaker Jetton resumed the Chair.

HCS SB 780, relating to the Office of Public Counsel funding, was taken up by Representative Rector.

On motion of Representative Rector, **HCS SB 780** was adopted.

On motion of Representative Rector, **HCS SB 780** was read the third time and passed by the following vote:

AYES: 122

Avery	Baker 123	Bearden	Behnen	Bivins
Boykins	Bruns	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Harris 23
Hobbs	Hoskins	Hubbard	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Liese	Lipke	Loehner	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Roorda	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walton	Wells	Weter	Whorton

Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yates	Young
Zweifel	Mr Speaker			

NOES: 029

Aull	Baker 25	Bogetto	Bringer	Brown 50
Burnett	Curls	Dake	Darrough	Daus
Frame	Fraser	George	Harris 110	Henke
Hughes	Kratky	Kuessner	Lampe	LeVota
Low 39	Oxford	Page	Parker	Robinson
Rucker	Schoemehl	Walsh	Yaeger	

PRESENT: 000

ABSENT WITH LEAVE: 011

Bean	Black	Bland	Bowman	Brooks
Brown 30	Corcoran	Haywood	Hunter	Spreng
Wasson				

VACANCIES: 001

Speaker Jetton declared the bill passed.

HCS SCS SB 1064, relating to outdoor advertising, was taken up by Representative St. Onge.

Representative St. Onge offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1064, Page 2, Section 226.527, Line 33, by inserting after said line the following:

“A dispute between a property owner and a bill board sign company shall not present a liability issue for a zoning authority.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative St. Onge, **House Amendment No. 1** was adopted.

Representative Faith offered **House Amendment No. 2**.

Representative Darrough raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative St. Onge, **HCS SCS SB 1064, as amended**, was adopted.

On motion of Representative St. Onge, **HCS SCS SB 1064, as amended**, was read the third time and passed by the following vote:

AYES: 149

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bogetto	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Deeken
Dempsey	Denison	Dixon	Donnelly	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 003

Day	Dethrow	Wells
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PRESENT: 000

ABSENT WITH LEAVE: 010

Bean	Bland	Bowman	Brown 30	Dougherty
George	Haywood	Smith 118	Spreng	Wasson

VACANCIES: 001

Speaker Jetton declared the bill passed.

Speaker Pro Tem Bearden assumed the Chair.

HCS SS SCS SB 953, relating to a title insurance and service contract, was taken up by Representative Dempsey.

Representative Dempsey offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 953, Page 1, In the Title, Line 17, by deleting the words "and service contracts"; and

Further amend said bill, Page 3, Section 374.046, Line 31, by deleting the phrase "**is about to engage**" and inserting in lieu thereof the phrase "**has taken a substantial step toward engaging**"; and

Further amend said bill, Page 3, Section 374.046, Line 33, by deleting the phrase "**except sections 374.700 to 374.789,**"; and

Further amend said bill, Page 3, Section 374.046, Line 35, by deleting the word "**aided,**" and inserting in lieu thereof the words "**aided or**"; and

Further amend said bill, Page 3, Section 374.046, Line 35, by deleting the phrase "**, or is about to materially aid**"; and

Further amend said bill, Page 3, Section 374.046, Line 37, by deleting the phrase "**except sections 374.700 to 374.789,**"; and

Further amend said bill, Page 7, Section 374.047, Line 5, by deleting the phrase "**except sections 374.700 to 374.789,**"; and

Further amend said bill, Page 7, Section 374.048, Line 1, by deleting the phrase "**is about to engage**" and inserting in lieu thereof the phrase "**has taken a substantial step toward engaging**"; and

Further amend said bill, Page 7, Section 374.048, Lines 3 and 4, by deleting the phrase "**except sections 374.700 to 374.789,**"; and

Further amend said bill, Page 8, Section 374.048, Line 5, by deleting the phrase "**is about to engage**" and inserting in lieu thereof the phrase "**has taken a substantial step toward engaging**"; and

Further amend said bill, Page 8, Section 374.048, Line 7, by deleting the phrase "**except sections 374.700 to 374.789,**"; and

Further amend said bill, Page 9, Section 374.048, Line 46, by deleting the phrase "**except sections 374.700 to 374.789,**"; and

Further amend said bill, Page 9, Section 374.049, Line 2, by deleting the phrase "**except sections 374.700 to 374.789,**"; and

Further amend said bill, Page 9, Section 374.049, Line 12, by deleting the phrase "**except sections 374.700 to 374.789,**"; and

Further amend said bill, Page 10, Section 374.049, Line 28, by deleting the phrase "**except sections 374.700 to 374.789,**"; and

Further amend said bill, Page 10, Section 374.049, Line 43, by deleting the phrase "**except sections 374.700 to 374.789,**"; and

Further amend said bill, Page 11, Section 374.055, Line 3, by deleting the phrase "**except sections 374.700 to 374.789,**"; and

Further amend said bill, Pages 12 to 17, Section 381.009, Lines 1 to 198, by deleting all of said lines; and

Further amend said bill, Pages 17 and 18, Section 381.015, Lines 1 to 24, by deleting all of said lines; and

Further amend said bill, Page 22, Section 381.025, Lines 1 to 16, by deleting all of said lines; and

Further amend said bill, Page 22, Section 381.026, Lines 1 to 8, by deleting all of said lines; and

Further amend said bill, Pages 22 and 23, Section 381.027, Lines 1 to 9, by deleting all of said lines; and

Further amend said bill, Pages 23 and 24, Section 381.028, Lines 1 to 42, by deleting all of said lines; and

Further amend said bill, Pages 24 and 25, Section 381.029, Lines 1 to 29, by deleting all of said lines; and

Further amend said bill, Page 25, Section 381.032, Lines 1 to 18, by deleting all of said lines; and

Further amend said bill, Pages 25 and 26, Section 381.033, Lines 1 to 18, by deleting all of said lines; and

Further amend said bill, Page 26, Section 381.034, Lines 1 to 12, by deleting all of said lines; and

Further amend said bill, Pages 26 and 27, Section 381.038, Lines 1 to 42, by deleting all of said lines; and

Further amend said bill, Page 27, Section 381.045, Line 1, by deleting the phrase "**is about to engage**" and inserting in lieu thereof the phrase "**has taken a substantial step toward engaging**"; and

Further amend said bill, Page 27, Section 381.045, Line 3, by deleting the word "**aided,**" and inserting in lieu thereof the words "**aided or**"; and

Further amend said bill, Page 27, Section 381.045, Line 3, by deleting the phrase "**, or is about to materially aid**"; and

Further amend said bill, Page 28, Section 381.045, Lines 10 and 11, by deleting the phrase "**is about to engage**" and inserting in lieu thereof the phrase "**has taken a substantial step toward engaging**"; and

Further amend said bill, Page 28, Section 381.045, Line 12, by deleting the word "**aided,**" and inserting in lieu thereof the words "**aided or**"; and

Further amend said bill, Page 28, Section 381.045, Line 12, by deleting the phrase "**, or is about to materially aid**"; and

Further amend said bill, Pages 28 and 29, Section 381.058, Lines 1 to 33, by deleting all of said lines; and

Further amend said bill, Page 33, Section 381.112, Lines 1 to 3, by deleting all of said lines; and

Further amend said bill, Pages 33 and 34, Section 381.113, Lines 1 to 23, by deleting all of said lines; and

Further amend said bill, Pages 37 and 38, Section 381.410, Lines 1 to 34, by deleting all of said lines; and

Further amend said bill, Pages 38 and 39, Section 381.412, Lines 1 to 22, by deleting all of said lines; and

Further amend said bill, Pages 39 to 47, Sections 385.200 to 385.212, by deleting all of said sections; and

Further amend said bill, Pages 47 to 55, Sections 385.300 to 385.312, by deleting all of said sections; and

Further amend said bill, Page 61, Section 381.021, Lines 1 to 14, by deleting all of said lines; and

Further amend said bill, Pages 64 to 66, Section 381.031, Lines 1 to 113, by deleting all of said lines; and

Further amend said bill, Pages 66 and 67, Section 381.032, Lines 1 to 34, by deleting all of said lines; and

Further amend said bill, Pages 71 and 72, Section 381.071, Lines 1 to 39, by deleting all of said lines; and

Further amend said bill, Pages 86 to 102, Sections 381.131 to 407.1227, by deleting all of said sections; and

Further amend said bill, Page 102, Section B, Lines 1 to 15, by deleting all of said lines; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Dempsey, **House Amendment No. 1** was adopted.

Representative Salva offered **House Amendment No. 2**.

Representative Yates raised a point of order that **House Amendment No. 2** goes beyond the scope of the underlying bill.

The Chair ruled the point of order well taken.

On motion of Representative Dempsey, **HCS SS SCS SB 953, as amended**, was adopted.

On motion of Representative Dempsey, **HCS SS SCS SB 953, as amended**, was read the third time and passed by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wells	Weter

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Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 002

Bringer Oxford

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brooks	Brown 30	Smith 118	Spreng
Wasson				

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HCS SCS SB 1175, relating to a community center sales tax, was taken up by Representative Nance.

Representative Tilley offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1175, Page 1, In the Title, Lines 2 and 3, by deleting the words "a sales tax for community center development" and inserting in lieu thereof the following:

"taxation in political subdivisions"; and

Further amend said bill, Page 1, Section A, Line 2, by inserting after all of said line the following:

"67.997. 1. The governing body of any county of the third classification without a township form of government and with more than eighteen thousand one hundred but fewer than eighteen thousand two hundred inhabitants may impose, by order or ordinance, a sales tax on all retail sales made within the county which are subject to sales tax under chapter 144, RSMo. The tax authorized in this section shall not exceed one-fourth of one percent, and shall be imposed solely for the purpose of funding senior services and youth programs provided by the county. One-half of all revenue collected under this section shall be used solely to fund any service or activity deemed necessary by the senior service tax commission established in this section, and one-half of all revenue collected under this section shall be used solely to fund all youth programs administered by an existing county community task force. The tax authorized in this section shall be in addition to all other sales taxes imposed by law, and shall be stated separately from all other charges and taxes. The order or ordinance shall not become effective unless the governing body of the county submits to the voters residing within the county at a state general, primary, or special election a proposal to authorize the governing body of the county to impose a tax under this section.

2. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert the name of the county) impose a sales tax at a rate of (insert rate of percent) percent, with half of the revenue from the tax to be used solely to fund senior services provided by the county and half of the revenue from the tax to be used solely to fund youth programs provided by the county?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter immediately following the approval of the tax or notification to the department of revenue if such tax will be administered by the department of revenue. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

3. On or after the effective date of any tax authorized under this section, the county which imposed the tax may adopt one of the two following provisions for the collection and administration of the tax:

(1) The county may adopt rules for the internal collection of such tax by the county officers usually responsible for collection and administration of county taxes; or

(2) The county may enter into an agreement with the director of the department of revenue for the purpose of collecting the tax authorized in this section. In the event the county enters into an agreement with the director of revenue for the collection of the tax, on or after the effective date of the tax the director of revenue shall be responsible for the administration, collection, enforcement, and operation of the tax, and sections 32.085 and 32.087, RSMo, shall apply. All revenue collected under this section by the director of the department of revenue on behalf of any county, except for one percent for the cost of collection which shall be deposited in the state's general revenue fund, shall be deposited in a special trust fund, which is hereby created and shall be known as the "Senior Services and Youth Programs Sales Tax Trust Fund", and shall be used solely for the designated purposes. Moneys in the fund shall not be deemed to be state funds, and shall not be commingled with any funds of the state. The director may make refunds from the amounts in the trust fund and credited to the county for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such county. Any funds in the special trust fund which are not needed for current expenditures shall be invested in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. In order to permit sellers required to collect and report the sales tax to collect the amount required to be reported and remitted, but not to change the requirements of reporting or remitting the tax, or to serve as a levy of the tax, and in order to avoid fractions of pennies, the governing body of the county may authorize the use of a bracket system similar to that authorized in section 144.285, RSMo, and notwithstanding the provisions of that section, this new bracket system shall be used where this tax is imposed and shall apply to all taxable transactions. Beginning with the effective date of the tax, every retailer in the county shall add the sales tax to the sale price, and this tax shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same manner as the purchase price. For purposes of this section, all retail sales shall be deemed to be consummated at the place of business of the retailer.

5. All applicable provisions in sections 144.010 to 144.524, RSMo, governing the state sales tax, and section 32.057, RSMo, the uniform confidentiality provision, shall apply to the collection of the tax, and all exemptions granted to agencies of government, organizations, and persons under sections 144.010 to 144.525, RSMo, are hereby made applicable to the imposition and collection of the tax. The same sales tax permit, exemption certificate, and retail certificate required by sections 144.010 to 144.525, RSMo, for the administration and collection of the state sales tax shall satisfy the requirements of this section, and no additional permit or exemption certificate or retail certificate shall be required; except that, the director of revenue may prescribe a form of exemption certificate for an exemption from the tax. All discounts allowed the retailer under the state sales tax for the collection of and for payment of taxes are hereby allowed and made applicable to the tax. The penalties for violations provided in section 32.057, RSMo, and sections 144.010 to 144.525, RSMo, are hereby made applicable to violations of this section. If any person is delinquent in the payment of the amount required to be paid under this section, or in the event a determination has been made against the person for taxes and penalty under this section, the limitation for bringing suit for the collection of the delinquent tax and penalty shall be the same as that provided in sections 144.010 to 144.525, RSMo.

6. The governing body of any county that has adopted the sales tax authorized in this section may submit the question of repeal of the tax to the voters on any date available for elections for the county. The ballot of submission shall be in substantially the following form:

Shall (insert the name of the county) repeal the sales tax imposed at a rate of (insert rate of percent) percent for the purpose of funding senior services and youth programs provided by the county?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

7. Whenever the governing body of any county that has adopted the sales tax authorized in this section receives a petition, signed by ten percent of the registered voters of the county voting in the last gubernatorial election, calling for an election to repeal the sales tax imposed under this section, the governing body shall submit to the voters of the county a proposal to repeal the tax. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the repeal, the repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

8. If the tax is repealed or terminated by any means, all funds remaining in the special trust fund shall continue to be used solely for the designated purposes, and the county shall notify the director of the department of revenue of the action at least thirty days before the effective date of the repeal and the director may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such county, the director shall remit the balance in the account to the county and close the account of that county. The director shall notify each county of each instance of any amount refunded or any check redeemed from receipts due the county.

9. Each county imposing the tax authorized in this section shall establish a senior services tax commission to administer the portion of the sales tax revenue dedicated to providing senior services. Such commission shall consist of seven members appointed by the county commission. The county commission shall determine the qualifications, terms of office, compensation, powers, duties, restrictions, procedures, and all other necessary functions of the commission."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Tilley, **House Amendment No. 1** was adopted.

Representative Sutherland offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1175, Section A, Page 1, Line 2, by inserting immediately after said line the following:

"67.1461. 1. Each district shall have all the powers, except to the extent any such power has been limited by the petition approved by the governing body of the municipality to establish the district, necessary to carry out and effectuate the purposes and provisions of sections 67.1401 to 67.1571 including, but not limited to, the following:

(1) To adopt, amend, and repeal bylaws, not inconsistent with sections 67.1401 to 67.1571, necessary or convenient to carry out the provisions of sections 67.1401 to 67.1571;

(2) To sue and be sued;

(3) To make and enter into contracts and other instruments, with public and private entities, necessary or convenient to exercise its powers and carry out its duties pursuant to sections 67.1401 to 67.1571;

(4) To accept grants, guarantees and donations of property, labor, services, or other things of value from any public or private source;

(5) To employ or contract for such managerial, engineering, legal, technical, clerical, accounting, or other assistance as it deems advisable;

(6) To acquire by purchase, lease, gift, grant, bequest, devise, or otherwise, any real property within its boundaries, personal property, or any interest in such property;

(7) To sell, lease, exchange, transfer, assign, mortgage, pledge, hypothecate, or otherwise encumber or dispose of any real or personal property or any interest in such property;

(8) To levy and collect special assessments and taxes as provided in sections 67.1401 to 67.1571. However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivisions (2) and (5) of section 137.100, RSMo. Those exempt pursuant to subdivisions (2) and (5) of section 137.100, RSMo, may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(9) If the district is a political subdivision, to levy real property taxes and business license taxes in the county seat of a county of the first classification containing a population of at least two hundred thousand, as provided in sections 67.1401 to 67.1571. However, no such assessments or taxes shall be levied on any property exempt from taxation pursuant to subdivisions (2) and (5) of section 137.100, RSMo. Those exempt pursuant to subdivisions (2) and (5) of section 137.100, RSMo, may voluntarily participate in the provisions of sections 67.1401 to 67.1571;

(10) If the district is a political subdivision, to levy sales taxes pursuant to sections 67.1401 to 67.1571;

(11) To fix, charge, and collect fees, rents, and other charges for use of any of the following:

(a) The district's real property, except for public rights-of-way for utilities;

(b) The district's personal property, except in a city not within a county; or

(c) Any of the district's interests in such real or personal property, except for public rights-of-way for utilities;

(12) To borrow money from any public or private source and issue obligations and provide security for the repayment of the same as provided in sections 67.1401 to 67.1571;

(13) To loan money as provided in sections 67.1401 to 67.1571;

(14) To make expenditures, create reserve funds, and use its revenues as necessary to carry out its powers or duties and the provisions and purposes of sections 67.1401 to 67.1571;

(15) To enter into one or more agreements with the municipality for the purpose of abating any public nuisance within the boundaries of the district including, but not limited to, the stabilization, repair or maintenance or demolition and removal of buildings or structures, provided that the municipality has declared the existence of a public nuisance;

(16) Within its boundaries, to provide assistance to or to construct, reconstruct, install, repair, maintain, and equip any of the following public improvements:

(a) Pedestrian or shopping malls and plazas;

(b) Parks, lawns, trees, and any other landscape;

(c) Convention centers, arenas, aquariums, aviaries, and meeting facilities;

(d) Sidewalks, streets, alleys, bridges, ramps, tunnels, overpasses and underpasses, traffic signs and signals, utilities, drainage, water, storm and sewer systems, and other site improvements;

(e) Parking lots, garages, or other facilities;

(f) Lakes, dams, and waterways;

(g) Streetscape, lighting, benches or other seating furniture, trash receptacles, marquees, awnings, canopies, walls, and barriers;

(h) Telephone and information booths, bus stop and other shelters, rest rooms, and kiosks;

(i) Paintings, murals, display cases, sculptures, and fountains;

(j) Music, news, and child-care facilities; and

(k) Any other useful, necessary, or desired improvement;

(17) To dedicate to the municipality, with the municipality's consent, streets, sidewalks, parks, and other real property and improvements located within its boundaries for public use;

(18) Within its boundaries and with the municipality's consent, to prohibit or restrict vehicular and pedestrian traffic and vendors on streets, alleys, malls, bridges, ramps, sidewalks, and tunnels and to provide the means for access by emergency vehicles to or in such areas;

(19) Within its boundaries, to operate or to contract for the provision of music, news, child-care, or parking facilities, and buses, minibuses, or other modes of transportation;

(20) Within its boundaries, to lease space for sidewalk cafe tables and chairs;

(21) Within its boundaries, to provide or contract for the provision of security personnel, equipment, or facilities for the protection of property and persons;

(22) Within its boundaries, to provide or contract for cleaning, maintenance, and other services to public and private property;

(23) To produce and promote any tourism, recreational or cultural activity or special event in the district by, but not limited to, advertising, decoration of any public place in the district, promotion of such activity and special events, and furnishing music in any public place;

- (24) To support business activity and economic development in the district including, but not limited to, the promotion of business activity, development and retention, and the recruitment of developers and businesses;
- (25) To provide or support training programs for employees of businesses within the district;
- (26) To provide refuse collection and disposal services within the district;
- (27) To contract for or conduct economic, planning, marketing or other studies;
- (28) To repair, restore, or maintain any abandoned cemetery on public or private land within the district; and
- (29) To carry out any other powers set forth in sections 67.1401 to 67.1571.

2. Each district which is located in a blighted area or which includes a blighted area shall have the following additional powers:

(1) Within its blighted area, to contract with any private property owner to demolish and remove, renovate, reconstruct, or rehabilitate any building or structure owned by such private property owner; and

(2) To expend its revenues or loan its revenues pursuant to a contract entered into pursuant to this subsection, provided that the governing body of the municipality has determined that the action to be taken pursuant to such contract is reasonably anticipated to remediate the blighting conditions and will serve a public purpose.

3. Each district shall annually reimburse the municipality for the reasonable and actual expenses incurred by the municipality to establish such district and review annual budgets and reports of such district required to be submitted to the municipality; provided that, such annual reimbursement shall not exceed one and one-half percent of the revenues collected by the district in such year.

4. Nothing in sections 67.1401 to 67.1571 shall be construed to delegate to any district any sovereign right of municipalities to promote order, safety, health, morals, and general welfare of the public, except those such police powers, if any, expressly delegated pursuant to sections 67.1401 to 67.1571.

5. The governing body of the municipality establishing the district shall not decrease the level of publicly funded services in the district existing prior to the creation of the district or transfer the financial burden of providing the services to the district unless the services at the same time are decreased throughout the municipality, nor shall the governing body discriminate in the provision of the publicly funded services between areas included in such district and areas not so included.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sutherland, **House Amendment No. 2** was adopted.

Representative Nance offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1175, Section 67.2715, Page 2, Line 35, by inserting the word “**and**” after the word “**center**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Nance, **House Amendment No. 3** was adopted.

Representative Villa offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1175, Page 1, Lines 2 and 3 of the title, by deleting the words “for community center development”; and

Further amend said bill, Page 4, Section 67.2715, Line 117, by inserting after said line the following:

"92.500. 1. The governing body of any city not within a county may impose, by order or ordinance, a sales tax on all retail sales made within the city which are subject to sales tax under chapter 144, RSMo. The tax authorized in this section shall not exceed one-half of one percent, and shall be imposed solely for the purpose of

providing revenues for the operation of public safety departments, including police and fire departments, and for compensation, pension programs, and health care for employees and pensioners of the public safety departments. The tax authorized in this section shall be in addition to all other sales taxes imposed by law, and shall be stated separately from all other charges and taxes. The order or ordinance shall not become effective unless the governing body of the city submits to the voters residing within the city at a state general, primary, or special election a proposal to authorize the governing body of the city to impose a tax under this section.

2. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert the name of the city) impose a sales tax at a rate of (insert rate of percent) percent, solely for the purpose of providing revenues for the operation of public safety departments of the city?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter immediately following notification to the department of revenue. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

3. All revenue collected under this section by the director of the department of revenue on behalf of any city, except for one percent for the cost of collection which shall be deposited in the state's general revenue fund, shall be deposited in a special trust fund, which is hereby created and shall be known as the "Public Safety Protection Sales Tax Fund", and shall be used solely for the designated purposes. Moneys in the fund shall not be deemed to be state funds, and shall not be commingled with any funds of the state. The director may make refunds from the amounts in the trust fund and credited to the city for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such city. Any funds in the special trust fund which are not needed for current expenditures shall be invested in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. The director shall keep accurate records of the amounts in the fund, and such records shall be open to the inspection of the officers of such city and to the public. Not later than the tenth day of each month, the director shall distribute all moneys deposited in the fund during the preceding month to the city. Such funds shall be deposited with the treasurer of the city, and all expenditures of moneys from the fund shall be by an appropriation ordinance enacted by the governing body of the city.

4. On or after the effective date of the tax, the director of revenue shall be responsible for the administration, collection, enforcement, and operation of the tax, and sections 32.085 and 32.087, RSMo, shall apply. In order to permit sellers required to collect and report the sales tax to collect the amount required to be reported and remitted, but not to change the requirements of reporting or remitting the tax, or to serve as a levy of the tax, and in order to avoid fractions of pennies, the governing body of the city may authorize the use of a bracket system similar to that authorized in section 144.285, RSMo, and notwithstanding the provisions of that section, this new bracket system shall be used where this tax is imposed and shall apply to all taxable transactions. Beginning with the effective date of the tax, every retailer in the city shall add the sales tax to the sale price, and this tax shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same manner as the purchase price. For purposes of this section, all retail sales shall be deemed to be consummated at the place of business of the retailer.

5. All applicable provisions in sections 144.010 to 144.524, RSMo, governing the state sales tax, and section 32.057, RSMo, the uniform confidentiality provision, shall apply to the collection of the tax, and all exemptions granted to agencies of government, organizations, and persons under sections 144.010 to 144.525, RSMo, are hereby made applicable to the imposition and collection of the tax. The same sales tax permit, exemption certificate, and retail certificate required by sections 144.010 to 144.525, RSMo, for the administration and collection of the state sales tax shall satisfy the requirements of this section, and no additional permit or exemption certificate or retail certificate shall be required; except that, the director of revenue may prescribe a form of exemption certificate for an exemption from the tax. All discounts allowed the retailer under the state sales tax for the collection of and for payment of taxes are hereby allowed and made applicable to the tax. The penalties for violations provided in section 32.057, RSMo, and sections 144.010 to 144.525, RSMo, are hereby

made applicable to violations of this section. If any person is delinquent in the payment of the amount required to be paid under this section, or in the event a determination has been made against the person for the tax and penalties under this section, the limitation for bringing suit for the collection of the delinquent tax and penalties shall be the same as that provided in sections 144.010 to 144.525, RSMo.

6. The governing body of any city that has adopted the sales tax authorized in this section may submit the question of repeal of the tax to the voters on any date available for elections for the city. The ballot of submission shall be in substantially the following form:

Shall (insert the name of the city) repeal the sales tax imposed at a rate of (insert rate of percent) percent for the purpose of providing revenues for the operation of public safety departments of the city?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of repeal, that repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

7. Whenever the governing body of any city that has adopted the sales tax authorized in this section receives a petition, signed by a number of registered voters of the city equal to at least two percent of the number of registered voters of the city voting in the last gubernatorial election, calling for an election to repeal the sales tax imposed under this section, the governing body shall submit to the voters of the city a proposal to repeal the tax. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the repeal, the repeal shall become effective on December thirty-first of the calendar year in which such repeal was approved. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the repeal, then the sales tax authorized in this section shall remain effective until the question is resubmitted under this section to the qualified voters and the repeal is approved by a majority of the qualified voters voting on the question.

8. If the tax is repealed or terminated by any means, all funds remaining in the special trust fund shall continue to be used solely for the designated purposes, and the city shall notify the director of the department of revenue of the action at least ninety days before the effective date of the repeal and the director may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such city, the director shall remit the balance in the account to the city and close the account of that city. The director shall notify each city of each instance of any amount refunded or any check redeemed from receipts due the city.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Johnson (61) offered **House Amendment No. 1 to House Amendment No. 4.**

*House Amendment No. 1
to
House Amendment No. 4*

AMEND House Amendment No. 4 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1175, Page 2, Line 3, by inserting after the word “city” the following:

“, including the hiring of police officers and prosecuting attorneys”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson (61), **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative Villa, **House Amendment No. 4, as amended**, was adopted.

On motion of Representative Nance, **HCS SCS SB 1175, as amended**, was adopted.

On motion of Representative Nance, **HCS SCS SB 1175, as amended**, was read the third time and passed by the following vote:

AYES: 123

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bowman
Boykins	Brown 50	Bruns	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Curls
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	El-Amin	Emery	Faith
Fares	Fisher	Franz	Fraser	George
Guest	Haywood	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	Liese	Lipke	Loehner	Low 39
Marsh	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Quinn	Rector
Richard	Robb	Robinson	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Silvey	Smith 14
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Zweifel	Mr Speaker		

NOES: 031

Bogetto	Bringer	Burnett	Casey	Chinn
Dake	Darrough	Daus	Davis	Dusenberg
Ervin	Flook	Frame	Harris 23	Harris 110
Henke	Johnson 90	LeVota	Lowe 44	Meadows
Oxford	Pratt	Roark	Roorda	Rucker
Salva	Shoemyer	Skaggs	Wildberger	Yates
Young				

PRESENT: 001

Cunningham 86

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ABSENT WITH LEAVE: 007

Bean	Brooks	Brown 30	Dougherty	Smith 118
Spreng	Wasson			

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HCS SCS SBs 567 & 792, relating to health insurance coverage, was taken up by Representative Schaaf.

Representative Schaaf offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 567 & 792, Section 376.429, Page 9, Line 76, by inserting after said line the following:

“11. The provisions of this section regarding phase II of a clinical trial shall not apply automatically to an individually underwritten health benefit plan, but shall be an option to any such plan.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schaaf, **House Amendment No. 1** was adopted.

Representative Bringer offered **House Amendment No. 2**.

House Amendment No. 2 was withdrawn.

On motion of Representative Schaaf, **HCS SCS SBs 567 & 792, as amended**, was adopted.

On motion of Representative Schaaf, **HCS SCS SBs 567 & 792, as amended**, was read the third time and passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39

Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schoemehl	Self	Shoemyer	Silvey
Skaggs	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Hunter	Nolte	Salva
Schneider	Spreng			

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SB 616, as amended**, and has taken up and passed **CCS HCS SCS SB 616**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SB 915, as amended**, and has taken up and passed **CCS HCS SCS SB 915**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report No. 2 on **HCS SS#2 SCS SBs 1014 & 730, as amended**, and has taken up and passed **CCS#2 HCS SS#2 SCS SBs 1014 & 730**.

Emergency clause adopted.

Representative Behnen resumed the Chair.

Speaker Pro Tem Bearden resumed the Chair.

BILL IN CONFERENCE

CCR#2 HCS SS#2 SCS SBs 1014 & 730, as amended, relating to election administration, was taken up by Representative Stevenson.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 065

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	Dougherty	El-Amin
Frame	Fraser	George	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Oxford	Page	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer
Skaggs	Storch	Swinger	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Marsh	Spreng
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VACANCIES: 001

On motion of Representative Stevenson, **CCR#2 HCS SS#2 SCS SBs 1014 & 730, as amended**, was adopted by the following vote:

AYES: 084

Avery	Baker 123	Bearden	Behnen	Bivins
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fisher	Flook	Hobbs
Hunter	Ice	Jackson	Jones	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
Marsh	May	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 075

Aull	Baker 25	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Corcoran	Curls
Dake	Darrough	Daus	Deeken	Donnelly
Dougherty	El-Amin	Fares	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hoskins	Hubbard	Hughes
Johnson 47	Johnson 61	Johnson 90	Jolly	Kelly
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	McGhee	Meadows	Meiners
Oxford	Page	Parker	Robinson	Roorda
Rucker	Salva	Schneider	Schoemehl	Shoemyer
Skaggs	Storch	Swinger	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 003

Bean	Brown 30	Spreng
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VACANCIES: 001

1912 *Journal of the House*

On motion of Representative Stevenson, **CCS#2 HCS SS#2 SCS SBs 1014 & 730** was truly agreed to and finally passed by the following vote:

AYES: 084

Avery	Baker 123	Bearden	Behnen	Bivins
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Day	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fisher	Flook	Hobbs
Hunter	Ice	Jackson	Jones	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
Marsh	May	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 073

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Deeken	Donnelly	Dougherty
El-Amin	Fares	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 47
Johnson 61	Johnson 90	Jolly	Kelly	Kratky
Kuessner	Lampe	LeVota	Liese	Low 39
Lowe 44	McGhee	Meadows	Meiners	Oxford
Page	Parker	Robinson	Roorda	Rucker
Schneider	Schoemehl	Shoemyer	Skaggs	Storch
Swinger	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Black	Brown 30	Salva	Spreng
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VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 119

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bogetto	Bringer	Bruns
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Dake	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	George	Guest	Harris 23
Harris 110	Hobbs	Hunter	Ice	Jackson
Johnson 47	Jones	Kelly	Kingery	Kratky
Kraus	Lager	Lampe	Lembke	Lipke
Loehner	Marsh	May	McGhee	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Rucker	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Self
Shoemyer	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Wallace	Walsh
Wasson	Wells	Weter	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Yaeger	Yates	Zweifel	Mr Speaker	

NOES: 019

Bland	Bowman	Brooks	Curls	El-Amin
Fraser	Haywood	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	LeVota	Salva
Skaggs	Storch	Whorton	Wright-Jones	

PRESENT: 020

Baker 25	Boykins	Brown 50	Burnett	Casey
Chappelle-Nadal	Darrrough	Henke	Kuessner	Liese
Low 39	Lowe 44	Meadows	Page	Roorda
Schoemehl	Vogt	Wagner	Walton	Young

ABSENT WITH LEAVE: 004

Bean	Brown 30	Schneider	Spreng
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VACANCIES: 001

On motion of Representative Dempsey, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Jetton.

SPECIAL RECOGNITION

Stephen S. Davis, Chief Clerk of the Missouri House of Representatives, was presented with the following resolution.

HOUSE RESOLUTION NO. 3506

WHEREAS, as a third year law student at the University of Missouri - Columbia, Stephen Sharp Davis completed a legal externship in the Missouri House of Representatives research department in 1999; and

WHEREAS, on May 9th, 1999 Stephen Sharp Davis was awarded the degree of Juris Doctorate from the University of Missouri - Columbia and was subsequently admitted to the Missouri Bar Association on September 24th of that year; and

WHEREAS, in August of that year, Stephen Sharp Davis accepted a position as the Administrative Assistant to the House Minority Leader, Representative Delbert Scott of Lowry City, in which he ably served to provide assistance and leadership to members of the House Minority Caucus; and

WHEREAS, Stephen Sharp Davis retained his position as Administrative Assistant to the House Minority Leader, as Representative Catherine Hanaway of Des Peres assumed that leadership position; and

WHEREAS, on January 8th, 2003, Stephen Sharp Davis was nominated by Speaker Catherine Hanaway and unanimously elected by the members of the Missouri House of Representatives to serve during the 92nd General Assembly as the sixty-second Chief Clerk of the House; and

WHEREAS, on January 5th, 2005, Stephen Sharp Davis was nominated by Speaker Rod Jetton and unanimously elected by the members of the Missouri House of Representatives to continue his service as Chief Clerk of the House during the 93rd General Assembly; and

WHEREAS, Stephen Sharp Davis has with due diligence, compassionate demeanor, and principle-centered leadership endeavored to make the State of Missouri a better place in which to live, work, and raise a family; and

WHEREAS, Stephen Sharp Davis and his supportive wife Cara are about to undertake a new series of life challenges by moving their place of residence to the Missouri community of Crestwood to develop a new home for their three sons, Joshua, Caleb, and Aaron; and

WHEREAS, on July 10th, 2005 Stephen Sharp Davis will continue his service to the people of Missouri as an Assistant United States Attorney in the Eastern District of Missouri in an effort to guard the principles of the United States Department of Justice through the effective and efficient administration of justice:

NOW THEREFORE BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-third General Assembly, join unanimously to applaud the outstanding and diverse contributions so generously given by Stephen Sharp Davis and his family in support of the Missouri House of Representatives and to convey to them this legislative body's most heartfelt congratulations and best wishes as they begin the next phase of their lives together.

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution in honor of Stephen Sharp Davis and his family.

BILLS IN CONFERENCE

CCR HCS SCS SBs 1001, 896 & 761, as amended, relating to drivers' licenses, was taken up by Representative St. Onge.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Haywood
Hobbs	Hunter	Icet	Jackson	Johnson 47
Jones	Kelly	Kingery	Kraus	Lager
Lembke	Lipke	Loehner	Marsh	May
McGhee	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates	Mr Speaker	

NOES: 057

Aull	Baker 25	Bland	Bowman	Boykins
Bringer	Brown 50	Burnett	Chappelle-Nadal	Corcoran
Curls	Dake	Darrough	Daus	Donnelly
El-Amin	Fraser	George	Harris 23	Harris 110
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Kratky	Kuessner	Lampe	LeVota	Liese
Low 39	Lowe 44	Meadows	Meiners	Oxford
Page	Robinson	Roorda	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Storch	Swinger
Villa	Vogt	Wagner	Walsh	Walton
Whorton	Wildberger	Witte	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 006

Bogetto	Casey	Dougherty	Frame	Henke
Jolly				

ABSENT WITH LEAVE: 005

Bean	Brooks	Brown 30	Schneider	Spreng
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VACANCIES: 001

1916 *Journal of the House*

On motion of Representative St. Onge, **CCR HCS SCS SBs 1001, 896 & 761, as amended**,
was adopted by the following vote:

AYES: 152

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brown 50	Bruns
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	El-Amin	Emery
Ervin	Faith	Fares	Fisher	Flook
Frame	Franz	Fraser	George	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Wasson	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 002

Burnett Hughes

PRESENT: 001

Walton

ABSENT WITH LEAVE: 007

Bean	Brooks	Brown 30	Lembke	Schneider
Spreng	Wells			

VACANCIES: 001

On motion of Representative St. Onge, **CCS HCS SCS SBs 1001, 896 & 761** was truly agreed to and finally passed by the following vote:

AYES: 147

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Bruns	Chinn
Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Ruestman	Salva
Sander	Sater	Schad	Scharnhorst	Schlottach
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 002

Burnett Hughes

PRESENT: 001

Walton

ABSENT WITH LEAVE: 012

Baker 25	Bean	Black	Brown 30	Casey
Darrough	George	Rucker	Schaaf	Schneider
Schoemehl	Spreng			

VACANCIES: 001

Speaker Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 147

Aull	Baker 25	Baker 123	Bearden	Bivins
Black	Bogetto	Bowman	Boykins	Bringer
Brown 50	Bruns	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Wasson	Wells	Weter	Whorton
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 003

Burnett	Hughes	Wildberger
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PRESENT: 001

Walton

ABSENT WITH LEAVE: 011

Avery	Bean	Behnen	Bland	Brooks
Brown 30	Hobbs	Lembke	Marsh	Pratt
Spreng				

VACANCIES: 001

CCR HCS SS SCS SB 894, as amended, relating to educational standards and guidelines, was taken up by Representative Muschany.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates	Mr Speaker		

NOES: 056

Aull	Baker 25	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Burnett	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	El-Amin	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Johnson 61	Johnson 90	Jolly	Kratky	Kuessner
Lampe	LeVota	Liese	Lowe 44	Meiners
Oxford	Page	Robinson	Salva	Schoemehl
Shoemyer	Skaggs	Storch	Swinger	Villa
Vogt	Wagner	Walsh	Walton	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Young
Zweifel				

PRESENT: 006

Casey	Dougherty	Frame	Meadows	Roorda
Rucker				

ABSENT WITH LEAVE: 007

Bean	Bland	Brown 30	Hughes	Low 39
Parker	Spreng			

VACANCIES: 001

1920 *Journal of the House*

On motion of Representative Muschany, **CCR HCS SS SCS SB 894, as amended**, was adopted by the following vote:

AYES: 139

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brooks	Bruns	Casey
Chinn	Cooper 120	Cooper 155	Cooper 158	Corcoran
Cunningham 145	Cunningham 86	Curls	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dougherty
Dusenberg	El-Amin	Emery	Ervin	Faith
Fares	Fisher	Flook	Frame	Franz
Fraser	George	Guest	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Johnson 90	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lembke	Liese	Lipke	Loehner
Marsh	May	McGhee	Meadows	Meiners
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Tilley	Viebrock
Villa	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wood	Wright 137	Wright 159	Yaeger
Yates	Young	Zweifel	Mr Speaker	

NOES: 016

Bringer	Brown 50	Burnett	Chappelle-Nadal	Harris 23
Johnson 61	Jolly	Lampe	LeVota	Low 39
Oxford	Swinger	Vogt	Wilson 130	Witte
Wright-Jones				

PRESENT: 002

Lowe 44	Rucker
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ABSENT WITH LEAVE: 005

Bean	Brown 30	Hughes	Moore	Spreng
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VACANCIES: 001

On motion of Representative Muschany, **CCS HCS SS SCS SB 894** was truly agreed to and finally passed by the following vote:

AYES: 140

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Bruns
Casey	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Curls	Dake
Darrough	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 110
Henke	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lembke	Liese	Lipke
Loehner	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Threlkeld
Tilley	Viebrock	Villa	Wagner	Wallace
Walsh	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wood	Wright 137	Wright 159
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 016

Brown 50	Burnett	Chappelle-Nadal	Harris 23	Johnson 61
Lampe	LeVota	Low 39	Oxford	Skaggs
Swinger	Vogt	Walton	Wilson 130	Witte
Wright-Jones				

PRESENT: 001

Rucker

ABSENT WITH LEAVE: 005

Bean	Brown 30	Haywood	Hughes	Spreng
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VACANCIES: 001

Speaker Jetton declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 1837, as amended, relating to malpractice insurance, was taken up by Representative Yates.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Hobbs
Hunter	Ice	Jackson	Johnson 47	Jones
Kelly	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	Mr Speaker

NOES: 059

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Burnett	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	El-Amin	Fraser	George	Harris 23
Harris 110	Haywood	Henke	Hoskins	Hubbard
Hughes	Johnson 61	Johnson 90	Jolly	Kratky
Kuessner	Lampe	LeVota	Liese	Low 39
Lowe 44	Meiners	Oxford	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 004

Casey	Dougherty	Frame	Meadows
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ABSENT WITH LEAVE: 004

Bean	Brooks	Brown 30	Spreng
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VACANCIES: 001

On motion of Representative Yates, **SS SCS HCS HB 1837, as amended**, was adopted by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 004

Bowman	Brooks	El-Amin	Walton
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PRESENT: 000

ABSENT WITH LEAVE: 003

Bean	Brown 30	Spreng
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VACANCIES: 001

On motion of Representative Yates, **SS SCS HCS HB 1837, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	Mr Speaker

NOES: 004

Bowman	Brooks	El-Amin	Walton
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PRESENT: 000

ABSENT WITH LEAVE: 003

Bean	Brown 30	Spreng
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VACANCIES: 001

Speaker Jetton declared the bill passed.

SCS HCS HB 1380, relating to public-private partnership, was taken up by Representative St. Onge.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Guest	Hobbs	Hunter	Ice	Jackson
Johnson 47	Jones	Kelly	Kingery	Kraus
Lager	Lembke	Lipke	Loehner	Marsh
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates	Zweifel	Mr Speaker		

NOES: 055

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Burnett	Chappelle-Nadal
Dake	Darrough	Daus	Donnelly	El-Amin
Fraser	George	Harris 23	Harris 110	Haywood
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meiners	Oxford
Robinson	Roorda	Rucker	Salva	Schoemehl
Shoemyer	Skaggs	Storch	Swinger	Villa
Vogt	Wagner	Walsh	Walton	Whorton
Wildberger	Witte	Wright-Jones	Yaeger	Young

PRESENT: 005

Brown 50	Casey	Frame	Henke	Meadows
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ABSENT WITH LEAVE: 004

Bean	Brown 30	Curls	Spreng
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VACANCIES: 001

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On motion of Representative St. Onge, **SCS HCS HB 1380** was adopted by the following vote:

AYES: 127

Aull	Avery	Bearden	Behnen	Bivins
Black	Bland	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Bruns	Burnett
Chinn	Chappelle-Nadal	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 145	Cunningham 86	Dake	Darrough
Daus	Davis	Day	Deeken	Dempsey
Dixon	Donnelly	Dougherty	El-Amin	Emery
Faith	Fares	Fisher	Frame	Franz
Fraser	George	Guest	Harris 23	Harris 110
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Jolly	Jones	Kelly	Kingery	Kratky
Kuessner	Lampe	Lembke	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Quinn	Rector	Richard	Robb
Robinson	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Silvey	Smith 14	Smith 118	Stevenson
St. Onge	Storch	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Weter	Whorton
Wood	Wright 137	Wright-Jones	Yaeger	Young
Zweifel	Mr Speaker			

NOES: 025

Baker 25	Casey	Dethrow	Dusenberg	Ervin
Flook	Hughes	Johnson 90	Kraus	Lager
LeVota	Meadows	Pratt	Roark	Roorda
Rucker	Salva	Shoemyer	Skaggs	Smith 150
Wildberger	Wilson 119	Wilson 130	Witte	Yates

PRESENT: 000

ABSENT WITH LEAVE: 010

Baker 123	Bean	Brown 30	Curls	Denison
Oxford	Spreng	Sutherland	Wells	Wright 159

VACANCIES: 001

Speaker Pro Tem Bearden resumed the Chair.

On motion of Representative St. Onge, **SCS HCS HB 1380** was truly agreed to and finally passed by the following vote:

AYES: 134

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dixon	Donnelly
Dougherty	El-Amin	Emery	Faith	Fares
Fisher	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Ice
Jackson	Johnson 61	Jolly	Jones	Kelly
Kingery	Kratky	Kuessner	Lampe	Lembke
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Quinn	Rector	Richard	Robb	Robinson
Ruestman	Sander	Sater	Schaaf	Schad
Schamhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Smith 14	Smith 118	Stevenson
St. Onge	Storch	Sutherland	Swinger	Threlkeld
Tilley	Viebrock	Villa	Vogt	Wagner
Wallace	Walsh	Walton	Wasson	Wells
Weter	Whorton	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Young	Zweifel	

NOES: 023

Baker 25	Dethrow	Dusenberg	Ervin	Flook
Hughes	Johnson 47	Johnson 90	Kraus	Lager
LeVota	Pratt	Roark	Roorda	Rucker
Salva	Skaggs	Smith 150	Wildberger	Wilson 119
Wilson 130	Witte	Yates		

PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Cooper 155	Spreng	Mr Speaker
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VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

THIRD READING OF SENATE BILL

SS SCS SB 718, relating to issuance of state loans, was taken up by Representative Pearce.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Kuessner	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Silvey
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Sutherland	Threlkeld	Tilley	Viebrock	Wallace
Wasson	Wells	Weter	Wildberger	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates

NOES: 055

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	El-Amin	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Lampe	LeVota	Liese	Low 39	Lowe 44
Meiners	Oxford	Robinson	Rucker	Salva
Schoemehl	Shoemyer	Skaggs	Storch	Swinger
Villa	Vogt	Walsh	Walton	Whorton
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 005

Casey	Dougherty	Frame	Meadows	Roorda
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ABSENT WITH LEAVE: 007

Bean	Brown 30	Day	Kratky	Spreng
Wagner	Mr Speaker			

VACANCIES: 001

On motion of Representative Pearce, **SS SCS SB 718** was truly agreed to and finally passed by the following vote:

AYES: 138

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Brooks	Brown 50	Bruns
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Franz
Fraser	Guest	Harris 23	Haywood	Hobbs
Hoskins	Hubbard	Hunter	Icet	Jackson
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kraus	Kuessner	Lager	Lampe
Lembke	Liese	Lipke	Loehner	Marsh
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robb	Robinson
Roorda	Rucker	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Wallace	Walton	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yaeger
Yates	Young	Zweifel		

NOES: 017

Bringer	Burnett	Frame	George	Harris 110
Henke	Hughes	Johnson 47	LeVota	Low 39
Lowe 44	Meadows	Salva	Skaggs	Vogt
Walsh	Wright-Jones			

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Day	Kratky	Spreng
Wagner	Mr Speaker			

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 1485, relating to an income tax credit, was taken up by Representative Icet.

On motion of Representative Icet, **SCS HCS HB 1485** was adopted by the following vote:

AYES: 124

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bringer	Brooks
Bruns	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Daus	Davis	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fisher	Flook	Frame
Franz	George	Guest	Harris 110	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Kuessner	Lager	Lembke
LeVota	Liese	Lipke	Loehner	Lowe 44
Marsh	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wallace	Wasson	Wells	Weter
Whorton	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Wright-Jones	Yates	Young	

NOES: 027

Baker 25	Bogetto	Bowman	Boykins	Brown 50
Burnett	Chappelle-Nadal	Darrough	Donnelly	El-Amin
Fraser	Harris 23	Johnson 61	Johnson 90	Jolly
Lampe	Low 39	Meadows	Oxford	Page
Roorda	Storch	Walton	Wildberger	Witte
Yaeger	Zweifel			

PRESENT: 001

Fares

ABSENT WITH LEAVE: 010

Bean	Brown 30	Day	Dougherty	Haywood
Kratky	Spreng	Wagner	Walsh	Mr Speaker

VACANCIES: 001

On motion of Representative Icet, **SCS HCS HB 1485** was truly agreed to and finally passed by the following vote:

AYES: 129

Aull	Avery	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bringer	Brooks
Bruns	Casey	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Daus	Davis	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Dusenberg	Emery	Ervin	Faith	Fisher
Flook	Frame	Franz	George	Guest
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hunter	Icet	Jackson	Johnson 47
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lembke	LeVota	Liese
Lipke	Loehner	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wallace	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Wright-Jones	Yates	Young	

NOES: 026

Baker 25	Bogetto	Bowman	Boykins	Brown 50
Burnett	Chappelle-Nadal	Darrough	Donnelly	El-Amin
Fraser	Harris 23	Hughes	Johnson 61	Johnson 90
Jolly	Lampe	Low 39	Oxford	Page
Skaggs	Storch	Walton	Witte	Yaeger
Zweifel				

PRESENT: 001

Fares

ABSENT WITH LEAVE: 006

Bean	Brown 30	Spreng	Wagner	Walsh
Mr Speaker				

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HJR 55, with Senate Amendment No. 1, relating to compensation of public officials, was taken up by Representative Lipke.

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Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Hobbs	Hunter	Icet	Jackson	Johnson 47
Jones	Kingery	Kraus	Lager	Lembke
Lipke	Loehner	Marsh	May	McGhee
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Wood
Wright 137	Wright 159	Yates		

NOES: 059

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Low 39
Lowe 44	Meiners	Oxford	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Swinger	Villa	Vogt	Wagner
Walsh	Walton	Whorton	Wildberger	Witte
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 003

Casey	Henke	Meadows
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ABSENT WITH LEAVE: 007

Bean	Brown 30	Kelly	Liese	Schneider
Spreng	Mr Speaker			

VACANCIES: 001

On motion of Representative Lipke, the House concurred in **Senate Amendment No. 1** by the following vote:

AYES: 119

Avery	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Boykins	Brooks
Bruns	Burnett	Chinn	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 86	Curls	Darrough
Daus	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	George	Guest	Haywood
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 61	Jolly	Jones
Kelly	Kingery	Kratky	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Robb	Rucker	Ruestman	Salva
Sander	Schaaf	Schad	Scharnhorst	Schoemehl
Self	Silvey	Skaggs	Smith 14	Stevenson
St. Onge	Storch	Sutherland	Swinger	Tilley
Villa	Vogt	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wildberger	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yates	Young	Zweifel	

NOES: 037

Aull	Bogetto	Bowman	Brown 50	Casey
Chappelle-Nadal	Cunningham 145	Dake	Davis	Dougherty
Frame	Fraser	Harris 23	Harris 110	Henke
Johnson 47	Johnson 90	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Meadows	Roark
Robinson	Roorda	Sater	Schlottach	Shoemyer
Smith 118	Smith 150	Threlkeld	Viebrock	Wagner
Wallace	Yaeger			

PRESENT: 001

Bringer

ABSENT WITH LEAVE: 005

Bean	Brown 30	Schneider	Spreng	Mr Speaker
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VACANCIES: 001

1934 *Journal of the House*

On motion of Representative Lipke, **HJR 55, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 115

Avery	Baker 25	Bearden	Behnen	Bivins
Black	Bland	Boykins	Brooks	Bruns
Burnett	Chinn	Cooper 120	Cooper 155	Cooper 158
Corcoran	Cunningham 86	Curls	Darrough	Daus
Day	Deeken	Dempsey	Denison	Dixon
Donnelly	Dusenberg	El-Amin	Emery	Faith
Fares	Fisher	Flook	Franz	George
Guest	Haywood	Hobbs	Hoskins	Hubbard
Hughes	Hunter	Ice	Jackson	Johnson 61
Jolly	Jones	Kelly	Kingery	Kratky
Liese	Lipke	Loehner	Low 39	Lowe 44
May	McGhee	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Oxford	Page	Parker	Parson	Pearce
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Robb	Rucker	Ruestman
Salva	Sander	Schaaf	Schad	Scharnhorst
Schlottach	Schoemehl	Self	Silvey	Skaggs
Smith 14	Stevenson	St. Onge	Storch	Sutherland
Swinger	Tilley	Villa	Vogt	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yates	Young	Zweifel

NOES: 040

Aull	Baker 123	Bogetto	Bowman	Brown 50
Casey	Chappelle-Nadal	Cunningham 145	Dake	Davis
Dethrow	Dougherty	Ervin	Frame	Fraser
Harris 23	Harris 110	Henke	Johnson 47	Johnson 90
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Marsh	Meadows	Roark	Robinson
Roorda	Sater	Shoemyer	Smith 118	Smith 150
Viebrock	Wagner	Wallace	Wilson 119	Yaeger

PRESENT: 002

Bringer	Threlkeld
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ABSENT WITH LEAVE: 005

Bean	Brown 30	Schneider	Spreng	Mr Speaker
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VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

BILL IN CONFERENCE

CCR HCS SCS SB 616, as amended, relating to assisted living facilities, was taken up by Representative Bruns.

Representative Bruns moved that **CCR HCS SCS SB 616, as amended**, be adopted.

Representative Wright (137) made a substitute motion that the House request the Senate to recede from its position on **CCR HCS SCS SB 616, as amended**, and truly agree to and finally pass **HCS SCS SB 616, as amended**.

Representative Skaggs raised a point of order that the **substitute motion** is a negative motion.

The Chair ruled the point of order not well taken.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Iceet	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 137
Wright 159	Yates			

NOES: 058

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	Liese	Low 39
Lowe 44	Meiners	Oxford	Page	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer

1936 *Journal of the House*

Skaggs	Storch	Swinger	Villa	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 004

Casey	Dougherty	Meadows	Wagner
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ABSENT WITH LEAVE: 008

Bean	Brown 30	Day	Hughes	LeVota
Spreng	Vogt	Mr Speaker		

VACANCIES: 001

Representative Wright (137) again moved that the House request the Senate to recede from its position on **CCR HCS SCS SB 616, as amended**, and truly agree to and finally pass **HCS SCS SB 616, as amended**.

Which motion was defeated by the following vote:

AYES: 043

Avery	Bowman	Boykins	Chinn	Cunningham 145
Denison	Dixon	El-Amin	Hoskins	Hubbard
Icet	Johnson 90	Kelly	Lembke	LeVota
Liese	Marsh	May	Myers	Parker
Parson	Pollock	Portwood	Quinn	Roark
Sater	Schneider	Self	Silvey	Smith 14
Smith 150	Swinger	Tilley	Viebrock	Villa
Wallace	Walton	Wasson	Wells	Wilson 119
Wilson 130	Wood	Wright 137		

NOES: 111

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bringer
Brown 50	Bruns	Burnett	Casey	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Deeken	Dempsey	Dethrow	Donnelly	Dougherty
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hunter	Jackson	Johnson 47
Jolly	Jones	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lipke	Loehner
Low 39	Lowe 44	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Nance	Nieves
Nolte	Oxford	Page	Pearce	Phillips
Pratt	Rector	Richard	Robb	Robinson
Roorda	Rucker	Ruestman	Salva	Sander
Schaaf	Schad	Scharnhorst	Schlottach	Schoemehl
Shoemyer	Skaggs	Smith 118	Stevenson	St. Onge
Storch	Sutherland	Threlkeld	Vogt	Wagner

Walsh	Weter	Whorton	Wildberger	Witte
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel				

PRESENT: 002

Brooks	Johnson 61
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ABSENT WITH LEAVE: 006

Bean	Brown 30	Day	Hughes	Spreng
Mr Speaker				

VACANCIES: 001

On motion of Representative Bruns, **CCR HCS SCS SB 616, as amended**, was adopted by the following vote:

AYES: 146

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hunter	Icet	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
Meadows	Meiners	Moore	Munzlinger	Muschany
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharmhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Viebrock	Villa	Vogt
Wagner	Walsh	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel				

1938 *Journal of the House*

NOES: 009

Avery	McGhee	Myers	Pollock	Tilley
Wallace	Wasson	Wood	Wright 137	

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 006

Bean	Brown 30	Day	Hughes	Spreng
Mr Speaker				

VACANCIES: 001

On motion of Representative Bruns, **CCS HCS SCS SB 616** was truly agreed to and finally passed by the following vote:

AYES: 146

Aull	Baker 25	Baker 123	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brown 50	Bruns	Burnett
Casey	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Deeken
Dempsey	Denison	Dethrow	Dixon	Donnelly
Dougherty	Dusenberg	El-Amin	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hughes	Hunter	Ice	Jackson
Johnson 47	Johnson 61	Johnson 90	Jolly	Jones
Kelly	Kingery	Kratky	Kraus	Kuessner
Lager	Lampe	Lembke	LeVota	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	Meadows	Meiners	Moore	Munzlinger
Muschany	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Viebrock	Villa
Wagner	Walsh	Walton	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel				

NOES: 009

Avery	McGhee	Myers	Pollock	Tilley
Wallace	Wasson	Wood	Wright 137	

PRESENT: 001

Brooks

ABSENT WITH LEAVE: 006

Bean	Brown 30	Day	Spreng	Vogt
Mr Speaker				

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

BILL CARRYING REQUEST MESSAGE

CCS SS#2 SCS HCS HB 1456, relating to employment security, was taken up by Representative Roark.

Representative Roark moved that the House recede from its position on **CCS SS#2 SCS HCS HB 1456**.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Ice	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Ruestman	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Self	Silvey	Smith 14	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates				

1940 *Journal of the House*

NOES: 063

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Day	Dougherty	Smith 118
Spreng	Swinger	Mr Speaker		

VACANCIES: 001

Representative Roark again moved that the House recede from its position on **CCS SS#2 SCS HCS HB 1456**.

Which motion was adopted by the following vote:

AYES: 095

Baker 123	Bearden	Behnen	Bivins	Black
Brown 50	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Curls	Dake
Davis	Deeken	Dempsey	Denison	Dethrow
Dixon	Dusenberger	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Henke	Hobbs	Hunter	Ice	Jackson
Johnson 47	Jones	Kelly	Kingery	Lager
Lampe	Lembke	Lipke	Loehner	Marsh
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yates

NOES: 059

Aull	Avery	Baker 25	Bland	Bogetto
Bowman	Boykins	Bringer	Burnett	Casey
Chappelle-Nadal	Corcoran	Darrough	Daus	Donnelly
El-Amin	Frame	Fraser	George	Harris 23
Harris 110	Haywood	Hoskins	Hubbard	Hughes
Johnson 61	Johnson 90	Jolly	Kratky	Kraus
Kuessner	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Oxford	Page	Parker
Robinson	Roorda	Rucker	Salva	Schoemehl
Shoemyer	Silvey	Skaggs	Storch	Villa
Vogt	Wagner	Walsh	Walton	Wildberger
Wright-Jones	Yaeger	Young	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brooks	Brown 30	Day	Dougherty
Spreng	Swinger	Mr Speaker		

VACANCIES: 001

Representative Roark moved that **SS#2 HCS HB 1456, as amended**, be adopted.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Decken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Guest	Hobbs	Hunter	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
Marsh	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Silvey	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Sutherland	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates				

1942 *Journal of the House*

NOES: 063

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Dake
Darrough	Daus	Donnelly	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hubbard	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Skaggs
Storch	Villa	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 000

ABSENT WITH LEAVE: 008

Bean	Brown 30	Bruns	Day	Dougherty
Spreng	Swinger	Mr Speaker		

VACANCIES: 001

On motion of Representative Roark, **SS#2 SCS HCS HB 1456, as amended**, was adopted by the following vote:

AYES: 090

Baker 123	Bearden	Behnen	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Dake	Davis	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Hobbs	Hubbard	Hunter
Ice	Jackson	Jones	Kelly	Kingery
Lager	Lampe	Lipke	Loehner	May
McGhee	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yates

NOES: 062

Aull	Avery	Baker 25	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Burnett
Casey	Chappelle-Nadal	Corcoran	Curls	Darrough
Daus	Donnelly	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hughes	Johnson 47	Johnson 61	Johnson 90

Jolly	Kratky	Kraus	Kuessner	Lembke
LeVota	Liese	Low 39	Lowe 44	Meadows
Meiners	Oxford	Page	Robinson	Roorda
Rucker	Salva	Schoemehl	Shoemyer	Silvey
Skaggs	Storch	Villa	Vogt	Wagner
Walsh	Walton	Wildberger	Wright-Jones	Yaeger
Young	Zweifel			

PRESENT: 001

Brown 50

ABSENT WITH LEAVE: 009

Bean	Brown 30	Day	Dougherty	Guest
Marsh	Spreng	Swinger	Mr Speaker	

VACANCIES: 001

On motion of Representative Roark, **SS#2 SCS HCS HB 1456, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 090

Baker 123	Bearden	Behnen	Bivins	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Dake	Davis	Deeken
Dempsey	Denison	Dethrow	Dixon	Dusenberg
Emery	Ervin	Faith	Fares	Fisher
Flook	Franz	Guest	Hobbs	Hubbard
Hunter	Ice	Jackson	Jones	Kelly
Kingery	Lager	Lampe	Lipke	Loehner
Marsh	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Ruestman	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Self	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Yates

NOES: 065

Aull	Avery	Baker 25	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Burnett	Casey	Chappelle-Nadal	Corcoran	Curls
Darrough	Daus	Donnelly	El-Amin	Frame
Fraser	George	Harris 23	Harris 110	Haywood
Henke	Hoskins	Hughes	Johnson 47	Johnson 61
Johnson 90	Jolly	Kratky	Kraus	Kuessner
Lembke	LeVota	Liese	Low 39	Lowe 44
Meadows	Meiners	Nolte	Oxford	Page
Parker	Robinson	Roorda	Rucker	Salva

1944 *Journal of the House*

Schoemehl	Shoemyer	Silvey	Skaggs	Storch
Villa	Vogt	Wagner	Walsh	Walton
Wildberger	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 007

Bean	Brown 30	Day	Dougherty	Spreng
Swinger	Mr Speaker			

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

BILL IN CONFERENCE

CCR#2 HCS SCS SB 932, relating to county officials, was taken up by Representative Wilson (119).

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Avery	Baker 123	Bearden	Behnen	Black
Bruns	Chinn	Cooper 120	Cooper 155	Cooper 158
Cunningham 145	Cunningham 86	Davis	Deeken	Dempsey
Denison	Dethrow	Dixon	Dusenberg	Emery
Ervin	Faith	Fares	Fisher	Flook
Franz	Guest	Hobbs	Ice	Jackson
Johnson 47	Jones	Kelly	Kingery	Kraus
Lager	Lembke	Lipke	Loehner	Marsh
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wilson 119
Wilson 130	Wood	Wright 137	Wright 159	Yates

NOES: 060

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	El-Amin	Frame	Fraser
George	Harris 23	Harris 110	Haywood	Henke
Hoskins	Hubbard	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meiners	Oxford

Page	Robinson	Rucker	Salva	Schoemehl
Shoemyer	Skaggs	Storch	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Wildberger
Witte	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 003

Casey	Dougherty	Meadows
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ABSENT WITH LEAVE: 009

Bean	Bivins	Brown 30	Day	Hunter
Roorda	Spreng	Swinger	Mr Speaker	

VACANCIES: 001

On motion of Representative Wilson (119), **CCR#2 HCS SCS SB 932** was adopted by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Rucker	Ruestman
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Weter	Whorton	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	

1946 *Journal of the House*

NOES: 002

Salva Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean Brown 30 Day Roorda Spreng
Mr Speaker

VACANCIES: 001

On motion of Representative Wilson (119), **CCS#2 HCS SCS SB 932** was truly agreed to and finally passed by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Boykins	Bringer	Brooks	Brown 50	Bruns
Burnett	Casey	Chinn	Chappelle-Nadal	Cooper 120
Cooper 155	Cooper 158	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel

NOES: 001

Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Bowman	Brown 30	Roorda	Spreng
Mr Speaker				

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS#2 HCS HB 1149, as amended, relating to water pollution control bonds, was taken up by Representative Bivins.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fisher
Flook	Franz	Guest	Hobbs	Hunter
Icet	Jackson	Johnson 47	Jones	Kelly
Kingery	Kraus	Lager	Lembke	Lipke
Loehner	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Nance	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Threlkeld	Tilley	Viebrock
Wallace	Wasson	Wells	Weter	Wildberger
Wilson 119	Wilson 130	Wood	Wright 137	Wright 159
Yates				

NOES: 059

Aull	Baker 25	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Burnett	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	El-Amin	Frame	Fraser	George
Harris 23	Harris 110	Haywood	Henke	Hoskins
Hubbard	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	LeVota	Low 39
Lowe 44	Meiners	Oxford	Page	Robinson
Roorda	Rucker	Salva	Schoemehl	Shoemyer
Skaggs	Storch	Swinger	Villa	Vogt
Wagner	Walsh	Walton	Whorton	Witte
Wright-Jones	Yaeger	Young	Zweifel	

1948 *Journal of the House*

PRESENT: 003

Casey	Dougherty	Meadows
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ABSENT WITH LEAVE: 009

Bean	Bowman	Brown 30	Fares	Liese
Myers	Nieves	Spreng	Mr Speaker	

VACANCIES: 001

On motion of Representative Bivins, **SCS#2 HCS HB 1149, as amended**, was adopted by the following vote:

AYES: 119

Aull	Avery	Baker 25	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Boykins
Bringer	Brooks	Brown 50	Bruns	Chinn
Cooper 120	Cooper 155	Corcoran	Cunningham 145	Cunningham 86
Curls	Dake	Daus	Day	Deeken
Dempsey	Denison	Dethrow	Dixon	Dougherty
Ervin	Faith	Fares	Fisher	Flook
Franz	Fraser	George	Guest	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Jones
Kelly	Kingery	Kratky	Kuessner	Lager
Lampe	Lembke	Lipke	Loehner	Lowe 44
Marsh	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Page	Parson	Pearce	Pollock
Portwood	Quinn	Richard	Roark	Robb
Robinson	Rucker	Ruestman	Salva	Sander
Sater	Schaaf	Schad	Scharnhorst	Schlottach
Schneider	Schoemehl	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Wildberger	Wilson 119	Witte
Wright 137	Wright 159	Wright-Jones	Young	

NOES: 036

Baker 123	Bowman	Burnett	Casey	Chappelle-Nadal
Cooper 158	Darrough	Davis	Donnelly	Dusenberg
El-Amin	Emery	Frame	Harris 110	Hughes
Johnson 90	Jolly	Kraus	LeVota	Liese
Low 39	Oxford	Parker	Phillips	Pratt
Rector	Roorda	Skaggs	Storch	Weter
Whorton	Wilson 130	Wood	Yaeger	Yates
Zweifel				

PRESENT: 001

Meadows

ABSENT WITH LEAVE: 006

Bean	Brown 30	Harris 23	Shoemyer	Spreng
Mr Speaker				

VACANCIES: 001

On motion of Representative Bivins, **SCS#2 HCS HB 1149, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 119

Aull	Avery	Baker 25	Bearden	Behnen
Bivins	Black	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Bruns
Chinn	Cooper 120	Cooper 155	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Daus	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Ervin	Faith	Fares	Fisher
Franz	Fraser	George	Guest	Harris 23
Haywood	Henke	Hobbs	Hoskins	Hubbard
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Jones	Kelly	Kingery	Kratky	Kuessner
Lager	Lampe	Lembke	Lipke	Loehner
Marsh	May	McGhee	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Parson	Pearce	Pollock	Portwood
Quinn	Richard	Roark	Robb	Robinson
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Walton	Wasson
Wells	Whorton	Wildberger	Wilson 119	Witte
Wright 137	Wright 159	Wright-Jones	Young	

NOES: 035

Baker 123	Burnett	Casey	Chappelle-Nadal	Cooper 158
Darrough	Davis	Donnelly	Dusenberg	El-Amin
Emery	Frame	Harris 110	Hughes	Johnson 90
Jolly	Kraus	LeVota	Liese	Low 39
Lowe 44	Oxford	Parker	Phillips	Pratt
Rector	Roorda	Skaggs	Storch	Weter
Wilson 130	Wood	Yaeger	Yates	Zweifel

1950 *Journal of the House*

PRESENT: 001

Meadows

ABSENT WITH LEAVE: 007

Bean	Brown 30	Flook	Page	Rucker
Sprenge	Mr Speaker			

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

SS SCS HCS HB 1026, relating to funeral protests, was taken up by Representative Rucker.

On motion of Representative Rucker, **SS SCS HCS HB 1026** was adopted by the following vote:

AYES: 150

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Page	Parker	Parson
Phillips	Pollock	Portwood	Pratt	Quinn
Rector	Richard	Roark	Robinson	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Zweifel

NOES: 003

Oxford	Villa	Young
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PRESENT: 000

ABSENT WITH LEAVE: 009

Bean	Brown 30	Hughes	Jones	Pearce
Robb	Roorda	Spreng	Mr Speaker	

VACANCIES: 001

On motion of Representative Rucker, **SS SCS HCS HB 1026** was truly agreed to and finally passed by the following vote:

AYES: 151

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Bringer	Brooks	Brown 50	Bruns
Burnett	Chinn	Chappelle-Nadal	Cooper 120	Cooper 155
Cooper 158	Corcoran	Cunningham 145	Cunningham 86	Curls
Dake	Darrough	Daus	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dougherty	Dusenberg	Emery	Ervin
Faith	Fares	Fisher	Flook	Frame
Franz	Fraser	George	Guest	Harris 23
Harris 110	Haywood	Henke	Hobbs	Hoskins
Hubbard	Hunter	Ice	Jackson	Johnson 47
Johnson 61	Johnson 90	Jolly	Jones	Kelly
Kingery	Kratky	Kraus	Kuessner	Lager
Lampe	Lembke	LeVota	Liese	Lipke
Loehner	Low 39	Lowe 44	Marsh	May
McGhee	Meadows	Meiners	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Zweifel				

NOES: 003

Oxford	Villa	Young
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PRESENT: 000

1952 *Journal of the House*

ABSENT WITH LEAVE: 008

Bean	Boykins	Brown 30	Casey	El-Amin
Hughes	Spreng	Mr Speaker		

VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Ice	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel				

NOES: 000

PRESENT: 001

Oxford

ABSENT WITH LEAVE: 005

Bean	Brown 30	Fraser	Spreng	Mr Speaker
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VACANCIES: 001

SCS HCS HB 978, relating to the Vietnam War Medallion Program, was taken up by Representative Smith (14).

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dusenberg	Emery	Ervin	Faith
Fares	Fisher	Flook	Franz	Guest
Hobbs	Hubbard	Hunter	Ice	Jackson
Johnson 47	Jones	Kelly	Kingery	Kraus
Lager	Lembke	Lipke	Loehner	Marsh
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Roorda	Ruestman	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Self	Shoemyer	Silvey	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Wallace	Wasson
Wells	Weter	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Yates	

NOES: 050

Aull	Baker 25	Bland	Bogetto	Boykins
Bringer	Brown 50	Burnett	Chappelle-Nadal	Corcoran
Curls	Dake	Darrough	Daus	El-Amin
Fraser	George	Harris 110	Haywood	Henke
Hoskins	Hughes	Johnson 61	Johnson 90	Jolly
Kratky	Kuessner	Lampe	Liese	Low 39
Lowe 44	Meiners	Oxford	Page	Robinson
Rucker	Salva	Schoemehl	Skaggs	Storch
Villa	Vogt	Walsh	Walton	Whorton
Wildberger	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 008

Brooks	Casey	Dougherty	Frame	Harris 23
LeVota	Meadows	Wagner		

ABSENT WITH LEAVE: 005

Bean	Bowman	Brown 30	Spreng	Mr Speaker
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VACANCIES: 001

On motion of Representative Smith (14), **SCS HCS HB 978** was adopted by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Walton	Wasson	Wells	Weter	Whorton
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 137	Wright 159	Wright-Jones	Yaeger	Yates
Young	Zweifel			

NOES: 000

PRESENT: 001

Jones

ABSENT WITH LEAVE: 004

Bean	Brown 30	Spreng	Mr Speaker
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VACANCIES: 001

On motion of Representative Smith (14), **SCS HCS HB 978** was truly agreed to and finally passed by the following vote:

AYES: 158

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Spreng	Mr Speaker
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VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

BILLS IN CONFERENCE

CCR HCS SB 1017, as amended, relating to agricultural programs, was taken up by Representative Loehner.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dusenberg	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Guest	Harris 110
Hobbs	Hubbard	Hunter	Iceet	Jackson
Johnson 47	Jones	Kelly	Kingery	Kraus
Lager	Lembke	Lipke	Loehner	Marsh
May	McGhee	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Ruestman	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Self
Silvey	Smith 14	Smith 118	Smith 150	Stevenson
St. Onge	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Wallace	Wasson	Wells	Weter
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Yates			

NOES: 055

Aull	Baker 25	Bland	Bogetto	Bowman
Boykins	Bringer	Brooks	Brown 50	Burnett
Chappelle-Nadal	Corcoran	Curls	Dake	Darrough
Daus	Donnelly	El-Amin	Fraser	George
Harris 23	Haywood	Hoskins	Hughes	Johnson 61
Johnson 90	Jolly	Kratky	Kuessner	Lampe
LeVota	Liese	Low 39	Lowe 44	Meiners
Oxford	Page	Robinson	Roorda	Rucker
Salva	Schoemehl	Skaggs	Storch	Villa
Vogt	Wagner	Walsh	Walton	Whorton
Wildberger	Wright-Jones	Yaeger	Young	Zweifel

PRESENT: 006

Casey	Dougherty	Frame	Henke	Meadows
Shoemyer				

ABSENT WITH LEAVE: 004

Bean	Brown 30	Spreng	Mr Speaker
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VACANCIES: 001

On motion of Representative Loehner, **CCR HCS SB 1017, as amended**, was adopted by the following vote:

AYES: 155

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	LeVota
Liese	Lipke	Loehner	Low 39	Lowe 44
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Shoemyer	Silvey	Skaggs	Smith 14	Smith 118
Smith 150	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wilson 119
Wilson 130	Witte	Wood	Wright 137	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel

NOES: 001

Wildberger

PRESENT: 000

ABSENT WITH LEAVE: 006

Bean	Brown 30	Dake	Hughes	Spreng
Mr Speaker				

VACANCIES: 001

On motion of Representative Loehner, **CCS HCS SB 1017**, was truly agreed to and finally passed by the following vote:

AYES: 158

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Lowe 44	Marsh	May	McGhee
Meadows	Meiners	Moore	Munzlinger	Muschany
Myers	Nance	Nieves	Nolte	Oxford
Page	Parker	Parson	Pearce	Phillips
Pollock	Portwood	Pratt	Quinn	Rector
Richard	Roark	Robb	Robinson	Roorda
Rucker	Ruestman	Salva	Sander	Sater
Schaaf	Schad	Scharnhorst	Schlottach	Schneider
Schoemehl	Self	Shoemyer	Silvey	Skaggs
Smith 14	Smith 118	Smith 150	Stevenson	St. Onge
Storch	Sutherland	Swinger	Threlkeld	Tilley
Viebrock	Villa	Vogt	Wagner	Wallace
Walsh	Walton	Wasson	Wells	Weter
Whorton	Wildberger	Wilson 119	Wilson 130	Witte
Wood	Wright 137	Wright 159	Wright-Jones	Yaeger
Yates	Young	Zweifel		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Bean	Brown 30	Spreng	Mr Speaker
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VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

CCR HCS SCS SB 756, relating to professional registration, was taken up by Representative Behnen.

Representative Dempsey moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Avery	Baker 123	Bearden	Behnen	Bivins
Black	Bruns	Chinn	Cooper 120	Cooper 155
Cooper 158	Cunningham 145	Cunningham 86	Davis	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Dougherty	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	George	Guest
Harris 110	Hobbs	Hubbard	Hunter	Icet
Jackson	Johnson 47	Jones	Kelly	Kingery
Kraus	Lager	Lembke	Lipke	Loehner
Marsh	May	McGhee	Moore	Munzlinger
Muschany	Myers	Nance	Nieves	Nolte
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Self	Silvey	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Sutherland
Threlkeld	Tilley	Viebrock	Villa	Wallace
Wasson	Wells	Weter	Wilson 119	Wilson 130
Wood	Wright 137	Wright 159	Yates	

NOES: 053

Aull	Baker 25	Bogetto	Bowman	Boykins
Bringer	Brooks	Brown 50	Burnett	Chappelle-Nadal
Corcoran	Curls	Dake	Darrough	Daus
Donnelly	El-Amin	Frame	Fraser	Haywood
Henke	Hoskins	Hughes	Johnson 61	Johnson 90
Jolly	Kratky	Kuessner	Lampe	LeVota
Liese	Low 39	Lowe 44	Meiners	Oxford
Page	Roorda	Rucker	Schoemehl	Skaggs
Storch	Swinger	Vogt	Wagner	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Young	Zweifel		

PRESENT: 003

Casey	Meadows	Shoemyer
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ABSENT WITH LEAVE: 007

Bean	Bland	Brown 30	Dusenberg	Harris 23
Spreng	Mr Speaker			

VACANCIES: 001

On motion of Representative Behnen, **CCR HCS SCS SB 756** was adopted by the following vote:

AYES: 154

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Franz	Fraser	George
Guest	Harris 23	Harris 110	Haywood	Henke
Hobbs	Hoskins	Hubbard	Hughes	Hunter
Icet	Jackson	Johnson 47	Johnson 61	Johnson 90
Jolly	Jones	Kelly	Kingery	Kratky
Kraus	Kuessner	Lager	Lampe	Lembke
LeVota	Liese	Lipke	Loehner	Low 39
Marsh	May	McGhee	Meadows	Meiners
Moore	Munzlinger	Muschany	Myers	Nance
Nieves	Nolte	Oxford	Page	Parker
Parson	Pearce	Phillips	Pollock	Portwood
Pratt	Quinn	Rector	Richard	Roark
Robb	Robinson	Roorda	Rucker	Ruestman
Salva	Sander	Sater	Schaaf	Schad
Scharnhorst	Schlottach	Schneider	Schoemehl	Self
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Stevenson	St. Onge	Storch	Sutherland	Swinger
Threlkeld	Tilley	Viebrock	Villa	Vogt
Wagner	Wallace	Walsh	Wasson	Wells
Weter	Whorton	Wildberger	Wilson 119	Wilson 130
Witte	Wood	Wright 137	Wright 159	Wright-Jones
Yaeger	Yates	Young	Zweifel	

NOES: 003

Frame	Lowe 44	Walton
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PRESENT: 000

ABSENT WITH LEAVE: 005

Bean	Brown 30	Shoemyer	Spreng	Mr Speaker
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VACANCIES: 001

On motion of Representative Behnen, **CCS HCS SCS SB 756** was truly agreed to and finally passed by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Corcoran	Cunningham 145
Cunningham 86	Curls	Dake	Darrough	Daus
Davis	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Donnelly	Dougherty	Dusenberg
El-Amin	Emery	Ervin	Faith	Fares
Fisher	Flook	Frame	Franz	Fraser
George	Guest	Harris 23	Harris 110	Haywood
Henke	Hobbs	Hoskins	Hubbard	Hughes
Hunter	Icet	Jackson	Johnson 47	Johnson 61
Johnson 90	Jolly	Jones	Kelly	Kingery
Kratky	Kraus	Kuessner	Lager	Lampe
Lembke	LeVota	Liese	Lipke	Loehner
Low 39	Marsh	May	McGhee	Meadows
Meiners	Moore	Munzlinger	Muschany	Myers
Nance	Nieves	Nolte	Oxford	Page
Parker	Parson	Pearce	Phillips	Pollock
Portwood	Pratt	Quinn	Rector	Richard
Roark	Robb	Robinson	Roorda	Rucker
Ruestman	Salva	Sander	Sater	Schaaf
Schad	Scharnhorst	Schlottach	Schneider	Schoemehl
Self	Shoemyer	Silvey	Skaggs	Smith 14
Smith 118	Smith 150	Stevenson	St. Onge	Storch
Sutherland	Swinger	Threlkeld	Tilley	Viebrock
Villa	Vogt	Wagner	Wallace	Walsh
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel				

NOES: 001

Walton

PRESENT: 001

Lowe 44

ABSENT WITH LEAVE: 004

Bean	Brown 30	Spreng	Mr Speaker
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VACANCIES: 001

Speaker Pro Tem Bearden declared the bill passed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 2042 - Rules
HR 2047 - Rules
HR 2187 - Rules

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 8 - Agriculture Policy
HCR 11 - Elementary and Secondary Education
HCR 19 - Health Care Policy
HCR 35 - Elementary and Secondary Education
HCR 39 - Elementary and Secondary Education

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 29 - Transportation
HJR 30 - Judiciary
HJR 41 - Special Committee on Student Achievement and Finance
HJR 47 - Special Committee on General Laws
HJR 49 - Special Committee on General Laws
HJR 50 - Elementary and Secondary Education
HJR 51 - Judiciary
HJR 53 - Judiciary
HJR 54 - Local Government

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 986 - Senior Citizen Advocacy
HB 1000 - Transportation
HB 1068 - Senior Citizen Advocacy
HB 1113 - Children and Families
HB 1120 - Workforce Development and Workplace Safety
HB 1171 - Financial Institutions
HB 1172 - Financial Institutions
HB 1173 - Crime Prevention and Public Safety
HB 1209 - Local Government
HB 1210 - Judiciary
HB 1216 - Judiciary

HB 1235 - Judiciary
HB 1252 - Crime Prevention and Public Safety
HB 1253 - Corrections and Public Institutions
HB 1293 - Veterans
HB 1301 - Job Creation and Economic Development
HB 1323 - Special Committee on Healthcare Facilities
HB 1354 - Ways and Means
HB 1363 - Judiciary
HB 1381 - Local Government
HB 1402 - Higher Education
HB 1408 - Small Business
HB 1409 - Elementary and Secondary Education
HB 1410 - Elementary and Secondary Education
HB 1417 - Elementary and Secondary Education
HB 1418 - Elections
HB 1420 - Health Care Policy
HB 1421 - Veterans
HB 1422 - Workforce Development and Workplace Safety
HB 1431 - Local Government
HB 1448 - Transportation
HB 1450 - Children and Families
HB 1460 - Workforce Development and Workplace Safety
HB 1462 - Utilities
HB 1486 - Elections
HB 1510 - Judiciary
HB 1514 - Local Government
HB 1523 - Agriculture Policy
HB 1531 - Small Business
HB 1533 - Judiciary
HB 1544 - Elementary and Secondary Education
HB 1546 - Ways and Means
HB 1547 - Utilities
HB 1550 - Crime Prevention and Public Safety
HB 1562 - Transportation
HB 1566 - Workforce Development and Workplace Safety
HB 1568 - Health Care Policy
HB 1584 - Utilities
HB 1586 - Financial Institutions
HB 1587 - Special Committee on General Laws
HB 1590 - Crime Prevention and Public Safety
HB 1591 - Financial Institutions
HB 1593 - Judiciary
HB 1596 - Utilities
HB 1597 - Elementary and Secondary Education
HB 1598 - Job Creation and Economic Development
HB 1609 - Judiciary
HB 1610 - Professional Registration and Licensing

HB 1614 - Judiciary
HB 1615 - Corrections and Public Institutions
HB 1616 - Ways and Means
HB 1622 - Local Government
HB 1641 - Transportation
HB 1645 - Local Government
HB 1680 - Crime Prevention and Public Safety
HB 1684 - Job Creation and Economic Development
HB 1691 - Health Care Policy
HB 1709 - Crime Prevention and Public Safety
HB 1712 - Judiciary
HB 1714 - Children and Families
HB 1719 - Ways and Means
HB 1724 - Agriculture Policy
HB 1725 - Transportation
HB 1727 - Ways and Means
HB 1731 - Local Government
HB 1735 - Local Government
HB 1737 - Health Care Policy
HB 1738 - Local Government
HB 1740 - Ways and Means
HB 1744 - Utilities
HB 1755 - Local Government
HB 1764 - Higher Education
HB 1771 - Crime Prevention and Public Safety
HB 1775 - Ways and Means
HB 1779 - Ways and Means
HB 1786 - Children and Families
HB 1788 - Ways and Means
HB 1789 - Veterans
HB 1795 - Retirement
HB 1799 - Children and Families
HB 1802 - Retirement
HB 1804 - Utilities
HB 1805 - Insurance Policy
HB 1813 - Local Government
HB 1818 - Workforce Development and Workplace Safety
HB 1819 - Health Care Policy
HB 1825 - Utilities
HB 1828 - Children and Families
HB 1829 - Elementary and Secondary Education
HB 1836 - Veterans
HB 1838 - Special Committee on General Laws
HB 1839 - Crime Prevention and Public Safety
HB 1843 - Local Government
HB 1844 - Local Government
HB 1846 - Elementary and Secondary Education

HB 1847 - Elementary and Secondary Education
HB 1848 - Health Care Policy
HB 1863 - Rules
HB 1886 - Ways and Means
HB 1891 - Transportation
HB 1902 - Workforce Development and Workplace Safety
HB 1903 - Insurance Policy
HB 1906 - Judiciary
HB 1911 - Financial Institutions
HB 1917 - Children and Families
HB 1919 - Health Care Policy
HB 1920 - Transportation
HB 1921 - Ways and Means
HB 1929 - Job Creation and Economic Development
HB 1931 - Local Government
HB 1933 - Elementary and Secondary Education
HB 1935 - Transportation
HB 1938 - Children and Families
HB 1940 - Health Care Policy
HB 1941 - Ways and Means
HB 1943 - Insurance Policy
HB 1950 - Ways and Means
HB 1951 - Agriculture Policy
HB 1954 - Agriculture Policy
HB 1959 - Local Government
HB 1964 - Elections
HB 1972 - Elections
HB 1980 - Special Committee on Energy and Environment
HB 1984 - Special Committee on Immigration Reform
HB 1985 - Health Care Policy
HB 1986 - Elections
HB 1987 - Agriculture Policy
HB 1991 - Judiciary
HB 2000 - Local Government
HB 2003 - Ways and Means
HB 2004 - Elementary and Secondary Education
HB 2005 - Veterans
HB 2006 - Senior Citizen Advocacy
HB 2010 - Retirement
HB 2011 - Transportation
HB 2012 - Transportation
HB 2014 - Insurance Policy
HB 2017 - Ways and Means
HB 2019 - Children and Families
HB 2021 - Agriculture Policy
HB 2022 - Judiciary
HB 2023 - Crime Prevention and Public Safety

HB 2024 - Children and Families
HB 2025 - Ways and Means
HB 2028 - Judiciary
HB 2031 - Local Government
HB 2032 - Elementary and Secondary Education
HB 2039 - Judiciary
HB 2041 - Local Government
HB 2043 - Judiciary
HB 2045 - Judiciary
HB 2046 - Local Government
HB 2055 - Higher Education
HB 2056 - Elementary and Secondary Education
HB 2058 - Ways and Means
HB 2059 - Elementary and Secondary Education
HB 2060 - Elementary and Secondary Education
HB 2062 - Elementary and Secondary Education
HB 2066 - Local Government
HB 2068 - Professional Registration and Licensing
HB 2069 - Ways and Means
HB 2070 - Elementary and Secondary Education
HB 2071 - Ways and Means
HB 2072 - Special Committee on Energy and Environment
HB 2074 - Judiciary
HB 2075 - Workforce Development and Workplace Safety
HB 2076 - Senior Citizen Advocacy
HB 2077 - Judiciary
HB 2078 - Judiciary
HB 2079 - Health Care Policy
HB 2081 - Elections
HB 2082 - Health Care Policy
HB 2083 - Children and Families
HB 2084 - Special Committee on Energy and Environment
HB 2085 - Special Committee on General Laws
HB 2086 - Insurance Policy
HB 2088 - Health Care Policy
HB 2089 - Crime Prevention and Public Safety
HB 2093 - Elections
HB 2094 - Local Government
HB 2095 - Utilities
HB 2097 - Insurance Policy
HB 2098 - Health Care Policy
HB 2099 - Professional Registration and Licensing
HB 2100 - Job Creation and Economic Development
HB 2102 - Children and Families
HB 2103 - Children and Families
HB 2106 - Crime Prevention and Public Safety
HB 2107 - Insurance Policy

HB 2109 - Insurance Policy
HB 2110 - Ways and Means
HB 2112 - Health Care Policy
HB 2113 - Judiciary
HB 2114 - Transportation
HB 2115 - Judiciary
HB 2116 - Local Government
HB 2117 - Children and Families
HB 2119 - Ways and Means
HB 2120 - Ways and Means
HB 2121 - Crime Prevention and Public Safety
HB 2123 - Insurance Policy
HB 2124 - Higher Education
HB 2125 - Professional Registration and Licensing
HB 2126 - Veterans
HB 2128 - Special Committee on General Laws
HB 2129 - Utilities
HB 2130 - Senior Citizen Advocacy
HB 2132 - Health Care Policy
HB 2133 - Transportation
HB 2136 - Crime Prevention and Public Safety
HB 2137 - Job Creation and Economic Development
HB 2138 - Transportation
HB 2139 - Children and Families
HB 2142 - Health Care Policy
HB 2143 - Local Government
HB 2145 - Elementary and Secondary Education
HB 2146 - Elementary and Secondary Education
HB 2148 - Ways and Means
HB 2151 - Transportation
HB 2152 - Ways and Means
HB 2153 - Ways and Means
HB 2155 - Children and Families
HB 2156 - Workforce Development and Workplace Safety
HB 2159 - Local Government

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCR 28 - Corrections and Public Institutions
SCR 32 - Job Creation and Economic Development

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1511**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SCS SBs 567 & 792, as amended**, and has taken up and passed **HCS SCS SBs 567 & 792, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Committee Amendment No. 1 to SB 990** and has taken up and passed **SB 990, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SB 1229** and has taken up and passed **HCS SS SCS SB 1229**.

ADJOURNMENT

On motion of Representative Dempsey, the House adjourned until 10:00 a.m., Thursday, May 18, 2006.

CORRECTIONS TO THE HOUSE JOURNAL

AFFIDAVITS

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on the motion to third read and pass HCS SCS SBs 567 & 792 as recorded in the House Journal for Friday, May 12, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of May 2006.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 12th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Sharon Sanders Brooks, District 37, hereby state and affirm that my vote as recorded on the motion to adopt the emergency clause to CCS#2 HCS SS#2 SCS SBs 1014 & 730 of the House Journal for Friday, May 12, 2006 showing that I voted "no" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of May 2006.

/s/ Sharon Sanders Brooks
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 12th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Kathy L. Chinn, District 8, hereby state and affirm that my vote as recorded on Page 1863 of the House Journal for Thursday, May 11, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of May 2006.

/s/ Kathy L. Chinn
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 12th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Gary Dusenberg, District 54, hereby state and affirm that my vote as recorded on the motion for the previous question on CCR HCS SCS SB 756 as recorded in the House Journal for Friday, May 12, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of May 2006.

/s/ Gary Dusenberg
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 12th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Barbara Wall Fraser, District 83, hereby state and affirm that my vote as recorded on the motion to adopt the emergency clause to SS SCS HCS HB 1026 as recorded in the House Journal for Friday, May 12, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

/s/ Barbara Wall Fraser
State Representative

/s/ Stephen S. Davis
Chief Clerk

/s/ Martin T. Rucker
State Representative

/s/ Stephen S. Davis
Chief Clerk

/s/ Ray Salva
State Representative

State of Missouri)
County of Cole) ss.

Subscribed and sworn to before me this 12th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

I, State Representative Billy Pat Wright, District 159, hereby state and affirm that my vote as recorded on the motion to adopt SCS HCS HB 1380 as recorded in the House Journal for Friday, May 12, 2006 showing that I voted "absent with leave" was incorrectly recorded. Pursuant to House Rule 88, I ask that the Journal be corrected to show that I voted "aye". I further state and affirm that I was present in the House Chamber at the time this vote was taken, I did in fact vote, and my vote or absence was incorrectly recorded.

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 12th day of May 2006.

/s/ Billy Pat Wright
State Representative

State of Missouri)
) ss.
County of Cole)

Subscribed and sworn to before me this 12th day of May in the year 2006.

/s/ Stephen S. Davis
Chief Clerk

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SEVENTY-FOURTH DAY, THURSDAY, MAY 18, 2006

The House met pursuant to adjournment.

Representative Deeken in the Chair.

Prayer by Tina Nickelson, Office of the Speaker.

Our most gracious and heavenly Father, thank You for giving us this day and the possibilities that are within it. Thank You for the opportunity that each of us has to serve You as we serve others. Shine the light of Your goodness deep into all of our hearts in order for us to be reminded of our invaluable worth as Your child. Help us each to be mindful in our actions towards others that they too share this invaluable worth. Remind us that the decisions we make today can change the lives of generations to come, help us to each leave legacies that are pleasing to You.

Call on our hearts, open our minds, extend our hands and reassure us that You are the one in control. For it is in Your name we pray, Amen.

The Pledge of Allegiance to the flag was recited.

RECESS

On motion of Representative Deeken, the House recessed until 1:30 p.m., or until the call of the Speaker for signing of the bills.

The hour of recess having expired, the House was called to order by Speaker Pro Tem Bearden.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **CCS SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290** was read at length and, there being no objection, was signed by the Speaker Pro Tem to the end that the same may become law.

SIGNING OF SENATE BILL

All other business of the House was suspended while **SCS SB 802** was read at length and, there being no objection, was signed by the Speaker Pro Tem to the end that the same may become law.

The following members' presence was noted: Portwood, Shoemyer, Smith (14) and Wells.

ADJOURNMENT

On motion of Speaker Pro Tem Bearden, the House adjourned until 10:00 a.m., Friday, May 26, 2006.

JOURNAL OF THE HOUSE

Second Regular Session, 93rd GENERAL ASSEMBLY

SEVENTY-FIFTH DAY, FRIDAY, MAY 26, 2006

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Stephen S. Davis, Chief Clerk of the House.

Our most kind and gracious Father in Heaven, at the close of this legislative session and in benediction, we express our gratitude to Thee for the opportunity of serving here and thank Thee for watching over us and blessing our efforts. We thank Thee for the freedoms, rights, and privileges we enjoy in this country and for Thy hand in establishing our Constitution and government.

We ask Thy blessings upon the members and staff of this House and upon the leaders of our state and country. Bless our President and our Governor. We pray that Thou would bless and redeem this state, so that it may fulfill its calling and potential.

We pray for Thy Spirit to distill upon our minds that we may better seek, know, and strive to bring about Thy will. Help us to have faith to seek Thy will, for we know that Thou loves us and that Thy ways are higher than our ways, and Thy thoughts are higher than our thoughts. Help us elevate our ways and our thoughts to be in harmony with Thine. For as now we see through a glass, darkly, help us open our minds, ears, and hearts to Thee, so that we will see as we are seen, and know as we are known. Please help us to serve one another and to gain and keep the true perspective of life and our purpose here.

As we part, we ask Thee to bless the members of this House to return here safely when next they meet. Please be with us till we meet again. This we pray in the name of the God of this land. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Allyson Seaton, Clayton Oetting, Jessica Fencil, Candice Johnson, Rachel Kopp, Sarah Raffurty and Katie Selby.

SIGNING OF HOUSE CONCURRENT RESOLUTION

All other business of the House was suspended while **HCR 12** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

SIGNING OF HOUSE JOINT RESOLUTION

All other business of the House was suspended while **HJR 55** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **SCS HCS HB 977, SCS HCS HB 978, HB 983, HB 984, CCS SCS HB 1001, CCS SCS HCS HB 1002, CCS SCS HCS HB 1003, CCS SCS HCS HB 1004, CCS SCS HCS HB 1005, CCS SCS HCS HB 1006, CCS SCS HCS HB 1007, CCS SCS HB 1008, CCS SCS HB 1009, CCS SCS HCS HB 1010, CCS SCS HCS HB 1011, CCS SCS HCS HB 1012, CCS SCS HB 1013, HCS HB 1021, SS SCS HCS HB 1026, HCS HB 1053, HCS HB 1138, SCS#2 HCS HB 1149, HCS HB 1180, HCS HB 1182, HB 1204, HB 1222, HB 1234, HB 1245, HCS HB 1256, CCS SCS HCS HBs 1270 & 1027, HCS HB 1339, HCS HB 1343, HCS HB 1344, SCS HCS HB 1380, SCS HCS HBs 1382 & 1158, HB 1393, HB 1427, SCS HB 1437, SCS HCS HB 1440, SCS HCS HB 1449, SS#2 SCS HCS HB 1456, SCS HCS HB 1485, HB 1488, HB 1491, HB 1494, SCS HB 1509, HCS HB 1511, HCS HB 1515, HCS HB 1552, HCS HB 1559, SCS HB 1601, HCS HBs 1617 & 1374, HB 1687, HCS#2 HB 1703, SCS HB 1707, HB 1715, HB 1732, HCS HB 1739, HCS HB 1759, SCS HCS HB 1762, SCS HCS HB 1787, HB 1827, SS SCS HCS HB 1837, HB 1857, HB 1858, CCS SS HCS HB 1900 and CCS SS SCS HCS HB 1944** were read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCR 12, SCS HCS HB 977, SCS HCS HB 978, HB 983, HB 984, CCS SCS HB 1001, CCS SCS HCS HB 1002, CCS SCS HCS HB 1003, CCS SCS HCS HB 1004, CCS SCS HCS HB 1005, CCS SCS HCS HB 1006, CCS SCS HCS HB 1007, CCS SCS HB 1008, CCS SCS HB 1009, CCS SCS HCS HB 1010, CCS SCS HCS HB 1011, CCS SCS HCS HB 1012, CCS SCS HB 1013, HCS HB 1021, SS SCS HCS HB 1026, HCS HB 1053, HCS HB 1138, SCS#2 HCS HB 1149, HCS HB 1180, HCS HB 1182, HB 1204, HB 1222, HB 1234, HB 1245, HCS HB 1256, CCS SCS HCS HBs 1270 & 1027, HCS HB 1339, HCS HB 1343, HCS HB 1344, SCS HCS HB 1380, SCS HCS HBs 1382 & 1158, HB 1393, HB 1427, SCS HB 1437, SCS HCS HB 1440, SCS HCS HB 1449, SS#2 SCS HCS HB 1456, SCS HCS HB 1485, HB 1488, HB 1491, HB 1494, SCS HB 1509, HCS HB 1511, HCS HB 1515, HCS HB 1552, HCS HB 1559, SCS HB 1601, HCS HBs 1617 & 1374, HB 1687, CCS SS SCS HCS HBs 1698, 1236, 995, 1362 & 1290, HCS#2 HB 1703, SCS HB 1707, HB 1715, HB 1732, HCS HB 1739, HCS HB 1759, SCS HCS HB 1762, SCS HCS HB 1787, HB 1827, SS SCS HCS HB 1837, HB 1857, HB 1858, CCS SS HCS HB 1900 and CCS SS SCS HCS HB 1944** were delivered to the Governor by the Chief Clerk of the House.

Having been duly signed in open session of the Senate, **HJR 55** was delivered to the Secretary of State by the Chief Clerk of the House.

SIGNING OF SENATE JOINT RESOLUTION

All other business of the House was suspended while **SJR 26** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

SIGNING OF SENATE BILLS

All other business of the House was suspended while **SB 558, SB 559, SB 561, HCS SCS SBs 567 & 792, SCS SB 580, HCS SS#2 SCS SB 583, SB 612, HCS SCS SB 614, CCS HCS SCS SB 616, SB 618, SCS SB 630, SB 641, SB 645, SB 648, SCS SB 650, SCS SBs 667, 704, 941, 956 & 987, SB 677, SB 678, SCS SBs 701 & 948, SS SCS SB 718, HCS SB 725, SCS SB 747, SCS SB 749, SCS SB 751, CCS HCS SCS SB 756, HCS SCS SB 765, HCS SCS SB 769, SB 778, SB 785, HCS SB 809, HCS SB 819, SB 822, HCS SS SCS SB 825, SB 828, SCS SB 830, HCS SB 834, HCS SB 837, HCS SB 840, SB 845, SB 863, SCS SB 870, SB 871, HCS SS SCS SBs 872, 754 & 669, SB 881, HCS SS SCS SB 892, HCS SB 893, CCS HCS SS SCS SB 894, SB 900, SS SCS SB 912, SB 919, SB 931, CCS#2 HCS SCS SB 932, SB 933, SCS SB 934, SB 936, SB 964, SB 974, HCS SB 980, HCS SB 981, SB 990, CCS HCS SCS SBs 1001, 896 & 761, HCS SB 1002, SCS#2 SB 1003, SCS SB 1008, CCS#2 HCS SS#2 SCS SBs 1014 & 730, SB 1016, CCS HCS SB 1017, SB 1020, HCS SB 1023, SCS SB 1026, HCS SB 1045, SB 1056, SB 1057, SCS SB 1059, SCS SB 1060, SS SB 1066, HCS SB 1084, HCS SCS SB 1086, SB 1094, SCS SB 1117, HCS SCS SB 1122, SB 1139, SB 1146, SB 1155, HCS SB 1165, SB 1177, SB 1189, SB 1197, SB 1207, SB 1208, SB 1216 and HCS SS SCS SB 1229** were read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

The following members' presence was noted: McGhee, Jackson, Shoemyer and Smith (14).

ADJOURNMENT

The Speaker declared the House of Representatives of the Ninety-third General Assembly, convened in Second Regular Session on January 4, 2006, adjourned sine die, pursuant to the Constitution.

ROD JETTON
Speaker of the House

STEPHEN S. DAVIS
Chief Clerk of the House

JOURNAL OF THE HOUSE

VETO SESSION

Second Regular Session, 93rd GENERAL ASSEMBLY

FIRST DAY, WEDNESDAY, SEPTEMBER 13, 2006

Speaker Jetton in the Chair.

Prayer by Representative Lanie Black.

What an honor to have been asked to pray on my last day as a member of this body.

I have thought about it for some time and believe that if we are to be successful, your business must become our business. We must love one another. We must forgive one another whether they be a member of our own party or a member of the other party.

We pray for Your inspiration and wisdom during the years to come.

We lift up the members of our armed forces where ever they are serving in the world.

We pray for our state and our nation during the upcoming elections in early November.

Amen.

The Pledge of Allegiance to the flag was recited.

SPECIAL RECOGNITION

The Blair Oaks Falcons Baseball Team was introduced by Representative Bruns and recognized for attaining the Class 2A State Championship.

The Daniel Boone National All-Star Team was introduced by Representative Baker (25) and recognized for their participation in the 2006 Little League World Series.

HOUSE RESOLUTION

Representative Dempsey offered **House Resolution No. 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-third General Assembly, Second Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2006 Constitutional Veto Session and ready for consideration of business.

On motion of Representative Dempsey, **House Resolution No. 1** was adopted by the following vote:

AYES: 157

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 137
Wright 159	Wright-Jones	Yaeger	Yates	Young
Zweifel	Mr Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 004

Brown 30	Corcoran	George	LeVota
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VACANCIES: 002

MESSAGE FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1**.

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Article III, Section 32 of the Constitution and is ready for the consideration of its business.

MESSAGES FROM THE GOVERNOR

June 21, 2006

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1003** entitled:

“AN ACT”

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

Section 3.078

I hereby veto \$10,000,000 general revenue for the Access Missouri Scholarship Program. The failure to pass House Bill No. 1865 was clearly due to the General Assembly’s lack of agreement with regard to the scholarship program and a much larger higher education initiative.

Said section is vetoed in its entirety by \$10,000,000 to \$0 from General Revenue Fund.
From \$10,000,000 to \$0 in total for the section.

On June 21, 2006, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1003**.

Respectfully submitted,

/s/ Matt Blunt
Governor

June 29, 2006

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1004** entitled:

“AN ACT”

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, Department of Transportation, Office of Administration, the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

Section 4.243

I hereby veto \$25,000 State Highways and Transportation Department Fund for the Mississippi River Parkway Commission. Section 226.445, RSMo directs that expenses of commission members shall be reimbursed from appropriations of general revenue. This appropriation is in conflict with that statute.

Said section is vetoed in its entirety by \$25,000 to \$0 from State Highways and Transportation Department Fund. From \$25,000 to \$0 in total for this section.

On June 29, 2006, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1004**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Matt Blunt
Governor

June 29, 2006

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1007** entitled:

“AN ACT”

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, and Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2006 and ending June 30, 2007.

Section 7.205

I hereby veto \$254,469 Public Counsel funds for the Office of Public Counsel. Enacting legislation was not passed; therefore, this funding mechanism does not exist.

Personal Service by \$219,708 from \$219,708 to \$0 from Public Counsel Fund.
Expense and Equipment by \$34,761 from \$34,761 to \$0 from Public Counsel Fund.
From \$254,469 to \$0 in total from Public Counsel Fund.
From \$994,779 to \$740,310 in total for the section.

On June 29, 2006, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1007**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Matt Blunt
Governor

June 29, 2006

TO THE SECRETARY OF STATE OF THE STATE OF MISSOURI

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1012** entitled:

“AN ACT”

To appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive’s Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Missouri Commission on Interstate Cooperation, the Committee on Legislative Research, various joint committees, for the expenses of the joint and interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2006 and ending June 30, 2007.

Section 12.400

I hereby veto \$155,760 general revenue for parking expenses. Under Section 600.040.1, RSMo these expenses are the responsibility of the participating counties.

Personal Service and/or Expense and Equipment by \$155,760 from \$28,252,080 to 28,096,320 from General Revenue Fund.

From \$30,493,582 to \$30,337,822 in total from General Revenue Fund.

From \$32,941,411 to \$32,785,651 in total for the section.

On June 29, 2006, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1012**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Matt Blunt
Governor

HOUSE BILLS VETOED FROM THE SECOND REGULAR SESSION

Speaker Jetton read the following House Bills vetoed from the Second Regular Session:
CCS SCS HCS HB 1003, CCS SCS HCS HB 1004, CCS SCS HCS HB 1007, and CCS SCS HCS HB 1012.

HOUSE RESOLUTION

Representative Dempsey offered **House Resolution No. 2**, which was read.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED by the House of Representatives, that the Chief Clerk of the House of Representatives inform the Senate that the House, having been duly convened as provided by Section 32, Article III of the Constitution, made no motions to override the Governor's vetoes on **CCS SCS HCS HB 1003**, **CCS SCS HCS HB 1004**, **CCS SCS HCS HB 1007** and **CCS SCS HCS HB 1012** when the bills were called by the Speaker.

On motion of Representative Dempsey, **House Resolution No. 2** was adopted by the following vote:

AYES: 156

Aull	Avery	Baker 25	Baker 123	Bearden
Behnen	Bivins	Black	Bland	Bogetto
Bowman	Boykins	Bringer	Brooks	Brown 50
Bruns	Burnett	Casey	Chinn	Chappelle-Nadal
Cooper 120	Cooper 155	Cooper 158	Cunningham 145	Cunningham 86
Curls	Dake	Darrough	Daus	Davis
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dougherty	Dusenberg	El-Amin
Emery	Ervin	Faith	Fares	Fisher
Flook	Frame	Franz	Fraser	Guest
Harris 23	Harris 110	Haywood	Henke	Hobbs
Hoskins	Hubbard	Hughes	Hunter	Icet
Jackson	Johnson 47	Johnson 61	Johnson 90	Jolly
Jones	Kelly	Kingery	Kratky	Kraus
Kuessner	Lager	Lampe	Lembke	Liese
Lipke	Loehner	Low 39	Lowe 44	Marsh
May	McGhee	Meadows	Meiners	Moore
Munzlinger	Muschany	Myers	Nance	Nieves
Nolte	Oxford	Page	Parker	Parson
Pearce	Phillips	Pollock	Portwood	Pratt
Quinn	Rector	Richard	Roark	Robb
Robinson	Roorda	Rucker	Ruestman	Salva
Sander	Sater	Schaaf	Schad	Scharnhorst
Schlottach	Schneider	Schoemehl	Self	Shoemyer
Silvey	Skaggs	Smith 14	Smith 118	Smith 150
Spreng	Stevenson	St. Onge	Storch	Sutherland
Swinger	Threlkeld	Tilley	Viebrock	Villa
Vogt	Wagner	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 159
Wright-Jones	Yaeger	Yates	Young	Zweifel
Mr Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 005

Brown 30

Corcoran

George

LeVota

Wright 137

VACANCIES: 002

Speaker Pro Tem Bearden assumed the Chair.

Speaker Jetton resumed the Chair.

ADJOURNMENT

On motion of Representative Dempsey, the Veto Session of the Ninety-third General Assembly, Second Regular Session, adjourned sine die pursuant to the Constitution.

ROD JETTON
Speaker of the House

DANIEL ADAM CRUMBLISS
Chief Clerk of the House